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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
6

7 SCOTT DYLAN J.,

8 Plaintiff(s),

9 v.

10 MARTIN O'MALLEY,

11 Defendant(s).

Case No. 2:24-cv-01020-NJK

Order

[Docket No. 1]

12 Pending before the Court is Plaintiff's application to proceed *in forma pauperis*. Docket
13 No. 1. When analyzing whether to allow a plaintiff to proceed without prepaying the filing fee,
14 the Court considers the income and assets to which the plaintiff has access, including those of the
15 plaintiff's spouse. *Flores v. Colvin*, 2014 U.S. Dist. Lexis 93236, at *3-4 (D. Nev. May 22, 2014)
16 (collecting cases). Plaintiff's application to proceed *in forma pauperis* in this case is blank as to,
17 *inter alia*, spousal income and employment. See Docket No. 1. It is not clear from the filing
18 whether Plaintiff does not have a spouse or whether Plaintiff simply did not fill out this aspect of
19 the application. Accordingly, the Court **DEFERS** ruling on the application to proceed *in forma*
20 *pauperis*. No later than June 19, 2024, Plaintiff must file either a notice that he does not have a
21 spouse or a notice of corrected image of the application to proceed *in forma pauperis* that provides
22 all of the spousal information required.

23 IT IS SO ORDERED.

24 Dated: June 5, 2024

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27 Nancy J. Koppe
28 United States Magistrate Judge