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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MELVIN J. COLLINS,
Plaintiff,
vs.
NORTHERN NEVADA CORRECTIONAL
CENTER PRISON AUTHORITIES AND
EMPLOYEES,
Defendants.

Case No. 3:09-cv-0118-BES-VPC

ORDER

Plaintiff, who is in the custody of the Nevada Department of Corrections, has submitted a document entitled "Permanent Injunction" (Docket #1). It is unclear whether Plaintiff is attempting to initiate a civil rights action pursuant to 42 U.S.C. § 1983 or make a motion in his pending civil rights action, *Collins v. Sanchez*, 3:08-cv-0114-BES-VPC. In the event that Plaintiff is attempting to commence a new action, he has not paid the \$350.00 filing fee and has not submitted an Application to Proceed *in Forma Pauperis* as required by 28 U.S.C. §1915(a)(1) and Local Rules LSR 1-1 and 1-2. The Local Rules further require that the application and complaint be made on the forms provided by this Court. LSR 1-1, 1-2, 1-4, and 2-1.

IT IS THEREFORE ORDERED that the Clerk of the Court shall send Plaintiff a blank application form for an application to proceed *in forma pauperis* for incarcerated litigants and

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1 a blank civil rights complaint form with instructions. The Clerk of the Court shall also return
2 a copy of Plaintiff's submission to him.

3 IT IS FURTHER ORDERED that the action is **DISMISSED** without prejudice. If the
4 Plaintiff is attempting to initiate new claims, he must file a **new** action in which he either pays
5 the \$350.00 filing fee in full or submits a complete Application to Proceed *in Forma Pauperis*,
6 accompanied by a properly executed financial certificate and a copy of his inmate trust
7 account statement, and a complaint on the proper forms. If the plaintiff wishes to refile his
8 submission in his existing case, he must resubmit it with the appropriate case number on it.

9 IT IS FURTHER ORDERED that the Clerk of the Court shall enter judgment
10 accordingly.

11 DATED: this 12th day of March, 2009.

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16 UNITED STATES DISTRICT JUDGE
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