Palmer v.	Filson
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6	UNITED STATES DISTRICT COURT		
7	DISTRICT OF NEVADA		
8	* * *		
9	MARKIECE PALMER,	Case No. 3:18-cv-00302-MMD-WGC	
10	Plaintiff,	ORDER	
11	V.		
12	TIMOTHY FILSON,		
13	Defendant.		
14			
15	I. DISCUSSION		
16	Plaintiff, who is a prisoner in the custody	of the Nevada Department of Corrections	
17	("NDOC"), has filed a notice of intent to file a civil rights complaint. (ECF No. 1-1). Plaintiff		
18	has not filed a complaint or an application to proceed <i>in forma pauperis</i> in this matter.		
19	Pursuant to Federal Rule of Civil Procedure 3, "[a] civil action is commenced by		
20	filing a complaint with the court." Fed. R. Civ. P. 3. As such, the Court grants Plaintiff		
21	thirty (30) days from the date of this order to submit a complaint to this Court.		
22	Pursuant to 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must		
23	complete an application to proceed in forma pauperis and attach both an inmate account		
24	statement for the past six months and a properly executed financial certificate. Plaintiff		
25	will be granted an opportunity to file an application to proceed in forma pauperis, or in the		
26	alternative, pay the full filing fee for this action. If Plaintiff chooses to file an application		
27	to proceed in forma pauperis he must file a fully complete application to proceed in forma		
28	pauperis.		

II.	CONCLUSION
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2 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court SHALL 3 SEND Plaintiff the approved form application to proceed *in forma pauperis* by a prisoner, 4 as well as the document entitled information and instructions for filing an *in forma pauperis* 5 application.

6 IT IS FURTHER ORDERED that within thirty (30) days from the date of this order, 7 Plaintiff shall either: (1) file a fully complete application to proceed in forma pauperis, on 8 the correct form with complete financial attachments in compliance with 28 U.S.C. § 9 1915(a); or (2) pay the full \$400 fee for filing a civil action (which includes the \$350 filing 10 fee and the \$50 administrative fee).

11 IT IS FURTHER ORDERED that Plaintiff shall submit a complaint to this Court 12 within thirty (30) days from the date of this order.

13 IT IS FURTHER ORDERED that the Clerk of the Court shall send to Plaintiff the 14 approved form for filing a 42 U.S.C. § 1983 complaint and instructions for the same.

15 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order, 16 dismissal of this action may result.

DATED THIS <sup>28th</sup> day of June 2018.

With G. Cobb UNITED STATES MAGISTRATE JUDGE

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