

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 JASON A. MAHE,

4 Plaintiff,

Case No. 3:20-cv-00261-MMD-CLB

**ORDER**

5 v.

6 STATE OF NEVADA, *et al.*,

7 Defendants.  
8

9 **I. DISCUSSION**

10 Plaintiff, who is an inmate in the custody of the Nevada Department of Corrections  
11 (“NDOC”), has filed an application to proceed *in forma pauperis* and has submitted an  
12 emergency temporary restraining order. (ECF Nos. 1, 1-1). Plaintiff has not filed a  
13 complaint in this matter.

14 Pursuant to Federal Rule of Civil Procedure 3, “[a] civil action is commenced by  
15 filing a complaint with the court.” Fed. R. Civ. P. 3. As such, the Court grants Plaintiff  
16 **thirty (30) days** from the date of this order to submit a complaint to this Court. The Court  
17 will defer a decision on the application to proceed *in forma pauperis* until Plaintiff submits  
18 a proper initiating document for this case.

19 **II. CONCLUSION**

20 For the foregoing reasons, IT IS ORDERED that a decision on the application to  
21 proceed *in forma pauperis* (ECF No. 1) is deferred.

22 IT IS FURTHER ORDERED that Plaintiff will submit a complaint to this Court within  
23 **thirty (30) days** from the date of this order.

24 IT IS FURTHER ORDERED that the Clerk of the Court will send to Plaintiff the  
25 approved form for filing a 42 U.S.C. § 1983 complaint and instructions for the same. The  
26 Clerk of the Court will also send Plaintiff a copy of his emergency temporary restraining  
27 order (ECF No. 1-1).

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

DATED: May 4, 2020.

  
UNITED STATES MAGISTRATE JUDGE