

preceding month's income credited to the prisoner's account. *See id.* § 1915(b)(2). The deductions will continue until the \$350.00 filing fee is paid.


Even if the necessary fees are paid and the complaint is accepted for filing, the Court may nevertheless immediately dismiss the case. The Court must review the complaint and dismiss it if it finds that the action (1) is frivolous or malicious, (2) fails to state a claim upon which relief may be granted, or (3) seeks monetary relief against a defendant who is immune from such relief. *See id.* § 1915(e)(2)(B).

If the plaintiff has, on three or more prior occasions while incarcerated, brought an action or appeal in a court that was dismissed on any of the grounds listed above, he cannot bring another action *in forma pauperis* unless he is in imminent danger of serious physical injury. *See id.* § 1915(g).

In this case, Mr. Ojo's application to proceed *in forma pauperis* is incomplete. Mr. Ojo failed to include with his application a certified six-month prison account statement. (*See* ECF No. 1-1.) Therefore, the application will be denied without prejudice. Accordingly, the Clerk of the Court will be ordered to administratively close the case. Mr. Ojo may reopen this action, however, by either paying the filing fee or submitting a complete *in forma pauperis* application.

Note: A person appearing *pro se* appears only on his own behalf, and cannot represent another party.

DATED: February 3, 2020



KEVIN MCNULTY
United States District Judge