

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DENISE HAIRSTON,

Plaintiff,

-against-

Commissioner of Social Security,

Defendant.

**USDC SDNY**  
**DOCUMENT**  
**ELECTRONICALLY FILED**  
**DOC #:** \_\_\_\_\_  
**DATE FILED:** 10/28/2020

20-cv-5600

**ORDER DIRECTING PAYMENT OF FEE OR IFP  
APPLICATION**

**KATHARINE H. PARKER, UNITED STATES MAGISTRATE JUDGE:**

Plaintiff brings this action *pro se*. To proceed with a civil action in this Court, a plaintiff must either pay \$400.00 in fees – a \$350.00 filing fee plus a \$50.00 administrative fee – or, to request authorization to proceed without prepayment of fees, submit a signed *in forma pauperis* (“IFP”) application. See 28 U.S.C. §§ 1914, 1915.

Plaintiff submitted the Complaint without the filing fees or an IFP application. Within 30 days of the date of this Order, Plaintiff must either pay the \$400.00 in fees or submit the attached IFP application. If Plaintiff submits the IFP application, it should be labeled with docket number 20-CV-5600. If the Court grants the IFP application, Plaintiff will be permitted to proceed without prepayment of fees. See 28 U.S.C. § 1915(a)(1).

**The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on the docket.** If Plaintiff complies with this order, the case shall be processed in accordance with the procedures of the Clerk’s Office. As noted in the Court’s Scheduling Order (see ECF No. 5), the Commissioner will then have 90 days to file the Electronic Certified Administrative Record, or, alternatively, 60 days to file a motion to dismiss. If Plaintiff fails to comply with this order within the time allowed, the action will be dismissed.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that appellant demonstrates good faith when seeking review of a nonfrivolous issue).

**SO ORDERED.**

Dated: October 28, 2020  
New York, New York

A handwritten signature in blue ink that reads "Katharine H. Parker". The signature is written in a cursive style with a horizontal line underneath it.

KATHARINE H. PARKER  
United States Magistrate Judge