

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Harry William Lott,	:	
	:	
Plaintiff	:	Civil Action 2:13-cv-0562
	:	
v.	:	Judge Marbley
	:	
The District Court of the Southern District of Ohio ,	:	Magistrate Judge Abel
	:	
Defendant	:	
	:	

DEFICIENCY ORDER

Plaintiff Lott has filed a complaint alleging that he was denied due process of law in *Harry William Lott v. Havar, Inc., et al.*, Case No. 2:12-cv-608 (S.D. Ohio 2012). He seeks leave to proceed *in forma pauperis*; however, he does not support that request with a financial affidavit demonstrating that he does not have the funds to pay the \$350 filing fee and supplemental \$50 filing fee.

Plaintiff Lott is **ORDERED** to fill out and execute the Non-Prisoner Declaration in Support of Request to Proceed Without Prepayment of Fees and Costs **within twenty-eight (28) days of the date of this Order**. Failure to either pay the \$350 filing fee and supplemental \$50 filing fee or to support the motion to proceed *in forma pauperis* with a financial affidavit will result in dismissal of this lawsuit.

s/Mark R. Abel
United States Magistrate Judge

The fee for filing a complaint is \$350. If you are unable to pay that fee, you may execute the following form, asking the Court to allow you to proceed without the prepayment of fees.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

_____, :
Plaintiff : Case No.
v. : Declaration in
: Support of Request to
: Proceed Without Prepay-
: ment of Fees and Costs
_____, :
Defendant :

I, _____, am the plaintiff in the above-entitled case. In support of my motion to proceed without being required to prepay fees or costs or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceedings or to give security therefor; and that I believe I am entitled to redress.

I declare that the responses which I have made below are true.

1. Are you presently employed? _____ Yes _____ No

a. If the answer is yes, state the amount of your salary and give the name and address of your employer.

Salary - Wages

() yearly

() monthly

\$_____ () bi-weekly

() weekly

Employer's name _____

Address _____

- b. If the answer is no, state the date of last employment and the amount of the salary you received.

Date of last employment _____

Salary - Wages

- () yearly
() monthly
\$_____ () bi-weekly
() weekly

2. Have you received within the past 12 months any money from any of the following sources?

- a. Business, profession, or form of self-employment?

_____ Yes _____ No

- b. Rent payments, interest or dividends? _____ Yes _____ No

- c. Pensions, annuities, or life insurance payments?

_____ Yes _____ No

- d. Gifts or inheritances? _____ Yes _____ No

- e. Social security, supplemental security income, AFDC, general relief? _____ Yes _____ No

If the answer to any of the above is yes, describe each source of money and state the amount received from each during the past 12 months.

3. Do you own any cash or do you have money in a checking or savings account? _____ Yes _____ No

If the answer is yes, state the total value owned.

Cash \$_____

Checking \$_____

Savings \$_____

4. Do you own real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings or clothing)? _____ Yes _____ No

If the answer is yes, describe the property and state its

approximate value.

<u>Make</u>	<u>Value</u>
Autos _____	\$ _____
_____	\$ _____
Stocks _____	\$ _____
_____	\$ _____
Bonds _____	\$ _____
_____	\$ _____
Notes _____	\$ _____
Real Estate _____	\$ _____
Mortgage _____	\$ _____

5. List the persons who are dependent upon you for support; state your relationship to those persons; and indicate how much you contribute toward their support.

<u>Name</u>	<u>Relationship</u>	<u>Contribution</u>
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____

6. You are single ____, married ____, widowed ____, separated ____, or divorced ____.

If you are married, is your spouse employed? ____ Yes ____
No

If yes, how much does your spouse earn?
Salary - Wages () yearly

\$_____ () monthly
() bi-weekly
() weekly

7. List all your creditors, including banks, loan companies, credit companies, charge accounts, medical bills, etc.

<u>Creditors</u>	<u>Total Debt</u>	<u>Mo. Payment</u>
Apt. or Home _____	\$_____	\$_____
_____	\$_____	\$_____
_____	\$_____	\$_____
_____	\$_____	\$_____
_____	\$_____	\$_____

I declare under penalty of perjury that the foregoing is true and correct.

Signed this _____ day of _____, 20__.

Signature of Plaintiff