

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

KENNETH REICHART,	:	
	:	
Plaintiff	:	CIVIL ACTION NO. 3:16-0131
	:	
v	:	
	:	(JUDGE MANNION)
LUZERNE COUNTY FACILITY'S MEDICAL DEPARTMENT, et al.	:	
	:	
Defendants	:	

ORDER

The civil rights complaint filed by the individual identified above had been received without a filing fee or the proper forms required to proceed *in forma pauperis* in a civil rights case.¹

Accordingly, an Administrative Order was issued on January 26, 2016, indicating that this action may not proceed unless the Plaintiff, within thirty (30) days of the date of this Order, either: (1) tendered to the "Clerk, U.S. District Court" payment in the amount of \$400.00, which represents a statutory filing fee in the amount of \$350.00 and a \$50.00 Administrative Fee² or (2) filed a proper application to proceed *in forma pauperis* and an Authorization form. The application to proceed *in forma pauperis* and the Authorization form were enclosed. The plaintiff was also advised that failure to comply with the terms

1.

Although plaintiff filed an Application to Proceed *in forma pauperis* (Doc. [2](#)), this is not the form used by this Court and he failed to submit an Authorization form.

2.

As of May 1, 2013, plaintiffs who submit the \$350.00 statutory filing fee in full will also be assessed a \$50.00 administrative fee. The \$50.00 filing fee does not apply to persons granted *in forma pauperis* status under 28 U.S.C. §1915. Therefore, if an *in forma pauperis* status is granted, the plaintiff will be responsible to pay \$350.00. However, if an *in forma pauperis* status is denied, the plaintiff will be required to pay \$400.00.

of this Order, within thirty (30) days, would cause his case to be dismissed without prejudice. (Doc. [4](#)).

Plaintiff subsequently filed the proper application to proceed *in forma pauperis*, (Doc. [5](#)), however, plaintiff failed to submit the completed and signed Authorization form.

To proceed on the side of caution, on April 7, 2016, a second fourteen (14) day Administrative Order issued giving the plaintiff a second and final opportunity to comply with the Court's initial Administrative Order. The plaintiff was informed that he had an additional fourteen (14) days to return a completed and signed Authorization form. A second Authorization form was attached to this order. (Doc. [9](#)).

On April 25, 2016, plaintiff again submitted a requested for his motion to proceed *in forma pauperis* be granted, however, the required Authorization form was not attached. (Doc. [10](#)).

To date the Plaintiff has neither made the appropriate submissions, nor has he requested an additional extension of time in which to pay the filing fee or to submit the required financial forms.

IN LIGHT OF THE FOREGOING, IT IS HEREBY ORDERED THAT this action is dismissed without prejudice, and the Clerk of Court shall close this file.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: April 26, 2016

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