

UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

HARRY JOHN ZAROOGIAN,)
Plaintiff,)
v.) C.A. No. 16-531 S
BANK OF AMERICA,)
Defendant.)
_____)

ORDER

WILLIAM E. SMITH, Chief Judge.

Magistrate Judge Patricia A. Sullivan filed a Report and Recommendation (R&R) on November 1, 2016 (ECF No. 6), recommending that Plaintiff be provided with an opportunity to file an amended complaint and a new motion for leave to proceed *in forma pauperis* ("IFP") because the pending IFP application (ECF No. 2) is deficient and the complaint (ECF No. 1) fails to state a claim upon which relief may be granted. Having heard no objections and having carefully reviewed Plaintiff's IFP application, Plaintiff's complaint, and the R&R, the Court accepts the R&R and adopts the recommendations therein. Plaintiff has thirty days from today's date to file a new IFP application and an amended complaint. If Plaintiff does not file a new IFP application and an amended complaint, or if the

new documents do not cure the deficiencies described in the R&R, then the IFP application (ECF No. 2) will be denied and the complaint (ECF No. 1) will be dismissed without prejudice.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "WESMITH".

William E. Smith
Chief Judge
Date: December 20, 2016