

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA¹

Petitioner,)	
)	
)	Case No. CV-
)	
vs.)	
)	ORDER GRANTING
)	<i>IN FORMA PAUPERIS</i>
)	AFTER PAYMENT OF FILING FEE
Respondents)	

Petitioner has submitted a motion for leave to proceed *in forma pauperis* and a petition for writ of habeas corpus, in which he challenges the validity of the state court conviction and sentence of death. Based on the information concerning Petitioner’s financial status, he does not meet the requirements for leave to proceed *in forma pauperis* without payment of the requisite filing fee, but should be granted *in forma pauperis* status regarding subsequent fees and costs.

IT IS THEREFORE **ORDERED** that the motion for leave to proceed *in forma pauperis* is DENIED regarding waiver of the filing fee, but GRANTED regarding subsequent fees and costs.

IT IS FURTHER **ORDERED** that the Clerk of the Court shall
[INSERT OPTION #1 OR #2]
OPTION #1

RETAIN the petition but not file it at this time. Petitioner shall have thirty (30) days from the date this order is **ENTERED** in which to have the full \$5 filing fee sent to the Clerk of the Court. The Clerk of the Court shall send Petitioner two copies of this order. Petitioner is ordered to make the necessary arrangements to have one copy of this order attached to the check in the amount of the full \$5 filing fee. Petitioner’s failure to follow these instructions may result in the dismissal of this action.

OPTION #2

file the petition for writ of habeas corpus because Petitioner has already submitted the full \$5 filing fee. Respondents shall be served by certified mail, but they shall not answer said petition until the court subsequently orders otherwise.

Dated this ____ day of _____ 200__.

UNITED STATES DISTRICT JUDGE

1. Issued when petition is originally filed and there is an *in forma pauperis* motion. Petitioner is denied in forma pauperis, re: filing fee, but granted *in forma pauperis* re: subsequent costs. Respondents ordered served with a copy of the petition, but they do not respond until subsequently ordered.