

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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ARVIN W. KUNTZ,

Plaintiff,

v.

INTERNAL REVENUE SERVICE,  
Washington, D.C.  
IRS HOLTESVILLE, N.Y.; CAROL  
PINNAVAIA,

Defendants.  
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ORDER

06-C-0043-C

In an order dated April 13, 2006, I granted plaintiff's motion to reopen this case, but advised him that if he were to have any chance of success on his claim, he would need a lawyer to assist him with the case. I asked him to complete a form for an affidavit of indigency so that I could determine whether he qualified for appointed counsel under 28 U.S.C. § 1915(e)(1). Now plaintiff has written the court to advise it that he believes he does not qualify for pauper status because he owns land assets. Nevertheless, plaintiff advises the court that he has tried to find a lawyer to help him with the case and has been unsuccessful. He asks whether the court will assist him to find a lawyer willing to work out a fee

arrangement with him.

It is not ordinarily the court's practice to assist paying clients find a lawyer to represent them. However, given plaintiff's advanced age and my earlier finding that he has difficulty explaining accurately the tax claim he is raising in this lawsuit, I have asked the Pro Bono Representative of the Western District Bar Association to assist plaintiff in locating a lawyer who specializes in tax matters to speak with him and conduct a preliminary investigation into his claim. If the lawyer determines that plaintiff's claim is one that is proper for litigation, he or she will be free to work with plaintiff to arrange for appropriate compensation. If, however, the lawyer determines that plaintiff's claim is not one that should be pursued in court, he or she will be under no obligation to represent plaintiff in the matter. In that event, plaintiff will have to represent himself.

#### ORDER

IT IS ORDERED that plaintiff's request for assistance in locating a lawyer who may be willing to represent him in this lawsuit is GRANTED.

Further, IT IS ORDERED that all proceedings in this action are STAYED until June 19, 2006, by which time I would expect either that a lawyer will file a notice of

appearance or a letter indicating that following investigation into plaintiff's claim, he or she will not be representing plaintiff in this matter.

Entered this 8th day of May, 2006.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge