

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

JAMES KAUFMAN,

Plaintiff,

v.

ORDER

06-C-205-C

MATTHEW FRANK, THOMAS E. KARLEN,
RANDALL R. HEPP, CYNTHIA L. O'DONNELL,
RICHARD RAEMISCH; DANIELLE LACOST,
MYRON OLSON, ALAN MINSHALL, PERRY
NICHOLS, APRIL OLIVERSON, K. BAUER,
MICHELLE MCCAUGHTRY, JEFFREY SCHEFELKER,
TRAVIS BERRY, JUDY IMBERG, M. NELSON,
and their employees, agents and representatives,

Defendants.

On July 19, 2007, plaintiff filed a notice of appeal with a request to proceed in forma pauperis. In response, I asked plaintiff to submit a prisoner trust fund account statement for the previous six months. In doing so, I overlooked that plaintiff recently had been released from prison, which means the Prison Litigation Reform Act does not apply to his appeal. Thus, to qualify for indigency status, plaintiff need not submit a trust fund account statement. Instead, he must prepare and submit an affidavit of indigency, which I have

attached to this order. Accordingly, IT IS ORDERED that plaintiff may have until August 14, 2007, to prepare and file the enclosed affidavit of indigency. If, by August 14, 2007, plaintiff fails to submit an affidavit of indigency showing that he qualifies to proceed in forma pauperis, I will deny the request for his failure to establish his indigence.

Entered this 24th day of July, 2007.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge