

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

MIRIAM BRIGGS-MUHAMMAD,

Plaintiff,

v.

SECRETARY OF HEALTH AND HUMAN SERVICES,

Defendant.

ORDER

12-cv-369-wmc

In an order entered in this case on May 22, 2012, I directed plaintiff Miriam Briggs-Muhammad to pay, no later than June 13, 2012, \$175 of the \$350 fee for filing this case. Now plaintiff has filed a motion requesting that the court to set up a payment plan in which she may pay the \$175 fee in installments. *see* dkt. 4.

In her motion, plaintiff states that she is in the process of being evicted from her residence and that she has other financial obligations including medical bills and student loans. While I will not set up a payment plan for plaintiff to pay the \$175 initial partial filing fee assessed in this case, I will grant plaintiff an extension of time to make her payment in whatever increments she chooses. Plaintiff's deadline to pay the \$175 filing fee will be extended six weeks from today, to July 30, 2012. When the \$175 payment is received, plaintiff's complaint will be screened pursuant to 28 U.S.C. § 1915(e)(2) to determine whether one or more claims must be dismissed as frivolous or malicious, for failure to state a claim on which relief may be granted or because plaintiff is seeking money damages from a defendant who is immune from such relief.

ORDER

IT IS ORDERED that plaintiff Miriam Briggs-Muhammad's motion for a payment plan, dkt. #6, is DENIED. The deadline within which plaintiff is to pay the \$175 payment of the

filing fee is extended to July 30, 2012. If, by July 30, 2012, plaintiff fails to submit the required payment or show cause of her failure to do so, then the court will assume that she wishes to withdraw this action voluntarily and, in that case, the clerk of court is directed to close this file without prejudice to plaintiff filing her case at a later date.

Entered this 18th day of June, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge