

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

TIMOTHY W. WALKER,

Plaintiff,

v.

MICHAEL ASTRUE,
Commissioner of Social Security,

Defendant.

ORDER

12-cv-692-bbc

Plaintiff Timothy Walker has filed a civil suit pursuant to 42 U.S.C. § 405(g) for review of a final decision of the Commissioner of Social Security denying plaintiff's application for social security disability benefits. Plaintiff seeks to commence this lawsuit without prepayment of the filing fees and costs or providing security therefor, pursuant to 28 U.S.C. § 1915. From the affidavit of indigency plaintiff has submitted, I cannot determine whether he qualifies for indigent status.

In his affidavit, plaintiff states that he is unemployed and has no income. He states that he has only \$33.50 in a savings account and no money in a retirement or other account. However plaintiff does not include information as to how he is able to pay for his basic living expenses such as food, clothing and shelter, which he claims total approximately \$1,947 per month.

Without additional information, I am unable to conclude that plaintiff qualifies for indigent status. Therefore, I will provide plaintiff with the opportunity to supplement his request for leave to proceed *in forma pauperis* by completing the enclosed affidavit of indigency. In completing the affidavit, he should take care to explain how he pays for his

basic necessities and make sure the affidavit contains his actual gross monthly income from all sources for the last twelve months.

ORDER

IT IS ORDERED that a decision whether plaintiff Timothy Walker may proceed *in forma pauperis* in this action is STAYED. Plaintiff may have until October 26, 2012, in which to amend his affidavit of indigency and return it to the court. Plaintiff should take particular care to show where he receives the means to pay for his basic necessities, such as food, clothing and shelter. If plaintiff fails to provide this requested financial information in a timely fashion, then the court will deny his request for leave to proceed *in forma pauperis* for failure to show that she is indigent.

Entered this 3rd day of October, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge