

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

HENRY FRANK POCAN,

Petitioner,

v.

DANIEL J. KAPPERS, FBI;
THOMAS GRITTON, Agent;
MICHAEL J. KRUEGAR, Agent;
and KIM J. SKORLINSKI, Agent,

Respondents.

ORDER

00-C-679-C

This is a proposed civil action for monetary relief, brought pursuant to 42 U.S.C. § 1983. Petitioner, who is presently confined at the Wisconsin Resource Center in Winnebago, Wisconsin, seeks leave to proceed without prepayment of fees and costs or providing security for such fees and costs, pursuant to 28 U.S.C. § 1915. From the affidavit of indigency accompanying petitioner's proposed complaint, I conclude that petitioner is unable to prepay the full fees and costs of instituting this lawsuit.

Petitioner's request for leave to proceed will be denied because the claims he presents are unintelligible. A pro se litigant's complaint is to be construed liberally, Haines v. Kerner,

404 U.S. 519, 521 (1972), and leave to proceed in forma pauperis should be granted if there is an arguable basis for a claim in fact or law. See Neitzke v. Williams, 490 U.S. 319 (1989). However, even under these liberal standards, no claim may be discerned from the complaint petitioner has filed. Accordingly, his request for leave to proceed in forma pauperis will be denied.

ORDER

IT IS ORDERED that petitioner Mr. Henry F. Pocan's request for leave to proceed in forma pauperis is DENIED.

Entered this 20th day of November, 2000.

BY THE COURT:

BARBARA B. CRABB
District Judge