

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

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CHIRAG (CRAIG) AMIN,

Petitioner,

v.

COLONIAL MANAGEMENT, LLC,  
OTTO GEBHARDT III, ORA DOE,  
LISA DOE and BARB DOE,

Respondents.  
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ORDER

06-C-421-C

This case was closed on September 7, 2006, after petitioner failed to respond to this court's August 15, 2006 order directing him to pay the \$350 fee for filing the case. I had previously denied petitioner's request to proceed in forma pauperis because he failed to provide enough financial information from which I could determine whether he was indigent.

Petitioner has now filed a notice of appeal. Because he has not paid the \$455 fee for filing a notice of appeal, I construe the notice as including a request for leave to proceed in forma pauperis on appeal.

Petitioner supports his request for leave to proceed in forma pauperis on appeal with

another affidavit of indigency, but this one suffers from the same defect as his previous affidavit. Petitioner avers that he has no income but also that he has almost \$1500 in monthly expenses. Again, he has failed to explain how he is able to pay his monthly bills and provide for his basic needs despite receiving no income. This information is necessary to determine whether petitioner is actually indigent. (There are also a number of conflicts between his most recent affidavit and the first one he filed, including a more than \$2000 difference in the stated amount of his income tax refund.)

Petitioner has had more than an adequate opportunity to demonstrate that he qualifies to proceed in forma pauperis. Because he has failed to do so, his request for pauper status on appeal will be denied.

#### ORDER

IT IS ORDERED that petitioner Craig Amin's request for leave to proceed in forma pauperis on appeal is DENIED. If plaintiff wishes to contest this court's conclusion that he does not qualify for pauper status on appeal, he has thirty days from the date of this order in which to file in the Court of Appeals for the Seventh Circuit a motion to proceed on appeal in forma pauperis pursuant to Fed. R. App. P. 24(a)(5). The motion must include

the affidavit prescribed by Rule 24(a)(1) and a copy of this order.

Entered this 3d day of October, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge