

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

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RALPHFIELD HUDSON,

Petitioner,

v.

ORDER

07-C-355-C

WARDEN HOBART (Retired);  
Federal Correctional Institution,  
Oxford, Wisconsin;  
DR. REED, Heath Service Clinical Director;  
G. JONES, Health Service Administrator;  
T. SPENCE, Chief Pharmacist;  
McKINNON, Physician Assistant; and  
J. PENAFLOR, Physician Assistant,

Respondents.

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Petitioner is a prisoner seeking leave to proceed in forma pauperis. In a previous order, I concluded that petitioner did not qualify for indigent status because he had not been making payments toward the filing fee for a previous case he filed in this court. I directed petitioner to make a payment of \$94.52 to pay off that debt and become eligible to proceed in forma pauperis in this case. In addition, I told him that if he paid his debt, his initial partial payment for this case would be \$270.70. I gave him until July 31, 2007, in which

to make both payments.

Petitioner has now filed a motion for an extension of time. He says that he has asked prison staff to withdraw \$94.52 from his account to take care of the debt from the previous case. However, he asks for a 60-day extension to make an initial partial payment in this case.

The request will be denied. Even if I were to grant such a lengthy extension, there is no guarantee that petitioner would have the necessary funds by September 30. Petitioner says he needs the extra time because “his people just went on vacation” and “he will not receive any funds from them until *at least* a month or two after they return.” Dkt. #4, at 1. (emphasis added). Thus, petitioner may hope he can make an initial partial payment by September 30, but is quite possible that he will be unable to do so.

Accordingly, petitioner’s motion for an extension of time in which to make an initial partial payment is DENIED and this case is DISMISSED WITHOUT PREJUDICE to petitioner’s refileing it when he is able to make an initial partial payment. (Because I am dismissing the case before screening petitioner’s complaint, he will not be assessed a \$350

fee for filing this case.)

Entered this 19th day of July, 2007.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge