

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

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PEGGY ANN DUFF EL,

Petitioner,

v.

UNITED STATES OF AMERICA  
RURAL HOUSING SERVICES,  
MOVING OUT, INC., MIDLAND  
FUNDING NCC-2 CORP., WELLS  
FARGO FINANCIAL ACCEPTANCE  
CSC LAWYERS INCORPORATING  
SERVICE, RICHARD CLAUS, HON.  
JOHN C. ALBERT, JAMES P. CARTER,  
KENNETH WM. JOST, JULIE RAUSCH  
and JUDITH COLEMAN,

Respondents.

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ORDER

07-C-398-C

In this proposed civil action for injunctive relief, frequent litigant Peggy Duff El asks the court to dismiss her state foreclosure proceeding on the ground that the United States Department of Agriculture's Rural Housing Service defrauded her by foreclosing on her home loan. She has requested leave to proceed in forma pauperis under 28 U.S.C. § 1915(a). Although petitioner qualifies as indigent, for reasons stated at length in Case Nos.

07-C-031-C and 07-C-239-C, petitioner's request will be denied.

This marks the third time petitioner has tried to challenge the state court's foreclosure order in federal court. Although petitioner has named more defendants to this proposed lawsuit than she has in past suits, the substance of her complaint is the same. In case numbers 07-C-031-C and 07-C-239-C, I dismissed similar complaints filed by petitioner on the ground she had failed to state a claim against respondents on which this court could grant her relief. This case suffers from the same defect.

As I have explained to petitioner in the past, the only way she may challenge the foreclosure order is by appealing the decision to the Wisconsin Court of Appeals. Whether or not that option remains open to her still, she may not challenge the order in federal court. Because petitioner has not stated a claim against respondents that this court may remedy, her motion to proceed in forma pauperis will be denied.

#### ORDER

IT IS ORDERED that petitioner Peggy Duff El's request to proceed in forma pauperis

is DENIED. The clerk of court is directed to close this case.

Entered this 27th day of July, 2007.

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