

2.03 | IN FORMA PAUPERIS

A plaintiff who cannot prepay the filing fee may request to proceed in forma pauperis. The request must be submitted with the complaint and must be accompanied by an affidavit setting forth the plaintiff's financial resources. Form affidavits may be obtained in person from the intake clerk in the Clerk's Office, by mail from the Court's Pro Se Offices, and from the Western District Court web site at <<http://www.nywd.uscourts.gov>>. A statute enacted in 1996 affected in forma pauperis status for prisoners. As a result prisoners, even though they are granted in forma pauperis status, must still pay the filing fee, but over a period of time out of their prisoner account. However, the filing of the lawsuit will not be delayed because the prisoner has no money in his or her prisoner account. 28 U.S.C. §1915(b)(1) and (4).

*(US District Court, New York, Western District // Buffalo, NY 14202
Pro Se Litigation Guidelines)*

