

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

GREGORY ACKERS,	:
	:
Plaintiff,	:
	:
v.	: CIVIL ACTION NO.
	: 1:17-CV-3083-SCJ
DONNA BRAZILE, <i>et al.</i> ,	:
	:
Defendants.	:

ORDER

Plaintiff Gregory Ackers, proceeding *pro se*, seeks leave to file this civil action *in forma pauperis* without prepayment of fees and costs or security therefor pursuant to 28 U.S.C. § 1915(a)(1). The Affidavit in support of Plaintiff's Application to Proceed in District Court without Prepaying Fees or Costs [1] indicates that Plaintiff is unable to pay the filing fee or incur the costs of this action. The requirements of 28 U.S.C. § 1915(a)(1) are thus satisfied, and Plaintiff's Application to Proceed in District Court without Prepaying Fees or Costs [1] is **GRANTED**.

Under Rule 4(c)(2) of the Federal Rules of Civil Procedure, service of a complaint made *in forma pauperis* is effected by the United States Marshal's Service. The Clerk is **DIRECTED** to refrain from forwarding the Complaint to the United States Marshal's Service for service until the District Judge orders otherwise.

Pursuant to 28 U.S.C. § 1915(e)(2), a federal court is required to dismiss an *in forma pauperis* complaint at any time if the court determines that the allegation of poverty is untrue, or that the action (1) is frivolous or malicious, (2) fails to state a claim on which relief may be granted, or (3) seeks monetary relief against a defendant who is immune from such relief. A claim is frivolous “where it lacks an arguable basis either in law or in fact.” *Neitzke v. Williams*, 490 U.S. 319, 325 (1989). Accordingly, the Clerk is **DIRECTED** to submit this matter to the District Court for a frivolity determination under 28 U.S.C. § 1915(e)(2).

IT IS SO ORDERED this 21st day of August, 2017.



JUSTIN S. ANAND
UNITED STATES MAGISTRATE JUDGE