

DEFICIENT

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

NOTICE OF DEFICIENT FILING

11/3/20

TO: Nicholas D'Artagnan Dumas

SUBJECT: Dumas vs. United States Entities, et al, 20-2966, M 3

Your Complaint has been received but it is Deficient as noted below:

- _____ 1. The Clerk's Office is unable to provide you with the information you are requesting.
Therefore, your document is being returned to you.
- _____ 2. The Court is unable to act on the subject matter of your letter except in the context of a formal lawsuit.
Therefore, your document is being returned to you.
- _____ 3. The Clerk's Office is unable to provide legal advice to individuals on how to proceed with a lawsuit.
Therefore, your document is being returned to you.
- _____ 4. The records of this Court do not show that there is any pending case related to you at this time.
Therefore, your document is being returned to you.
- _____ 5. Your document appears intended for a different court.
Therefore, your document is being returned to you.
- _____ 6. You should not correspond directly with the Magistrate Judge or District Judge about your lawsuit. All pleadings and correspondence should be addressed to the Clerk of Court.
Therefore, your document is being returned to you. You must adhere to this rule in any future filings.
- _____ 7. All pleadings and other papers filed must be on 8½" x 11" paper, double spaced, and legibly handwritten or typed. If the document consists of more than two (2) pages, each page of the document must bear a sequential number, beginning with "2" for the second page. Standard font must be used. The Court may refuse to consider text presented in less than standard font, such as small or fine typeface. All margins must be no less on 1". No print or writing may appear in the margins. See Local Rule 10.1.
You must adhere to this rule in any future filings.

8. The clerk is not required to file any document or render any service for which a fee is legally collectible unless the fee for the service has been paid in advance. The plaintiff has 21 days from the date of this notice to submit \$400.00 for the cost of filing a civil complaint. If the plaintiff cannot afford the filing fee, the plaintiff must ask the Court to proceed as a pauper. A form for this purpose is attached.
Please submit the filing fee or return the completed form within 21 calendar days from the date of this letter.

If you are incarcerated and are applying for pauper status you must submit a certified copy of your trust fund account statement or the institutional equivalent for the 6-month period immediately preceding the filing of the complaint, habeas corpus or notice of appeal obtained from the appropriate official of each prison at which you are or were confined.

9. The clerk is not required to file any document or render any service for which a fee is legally collectible unless the fee for the service has been paid in advance. The plaintiff has 21 days from the date of this notice to submit \$5.00 for filing a petition for habeas relief and habeas related mandamus. If the plaintiff cannot afford the filing fee, the plaintiff must ask the Court to proceed as a pauper. A form for this purpose is attached. Please submit the filing fee or return the completed form within 21 calendar days from the date of this letter.

- X 10. Your CIVIL COMPLAINT should contain a FULL PHYSICAL ADDRESS and should bear an ORIGINAL SIGNATURE.

- X 11. Your APPLICATION TO PROCEED IN FORMA PAUPERIS IS INCOMPLETE AND IS NOT SIGNED. Please submit the \$400.00 filing fee or complete and return the enclosed FORMA PAUPERIS APPLICATION within 21 calendar days from the date of this letter.

If you are incarcerated and are applying for pauper status you must submit a certified copy of your trust fund account statement or the institutional equivalent for the 6-month period immediately preceding the filing of the complaint, habeas corpus or notice of appeal obtained from the appropriate official of each prison at which you are or were confined.


12. Every paper filed, after the complaint, must bear the name of this Court, the title, docket number, section, and magistrate judge number. See Local Rule 10.1.
Please return the completed form within 21 calendar days from the date of this letter.

- X 13. A Complaint, affidavit or other pleading submitted to the Clerk for filing must bear an original signature. A copy is not sufficient. See Local Rule 11.1.
- Please sign and return within 21 calendar days from the date of this letter.
- X 14. The filer's name, address, and telephone number shall be typed or printed below the signature. See Local Rule 11.1. Please return the completed form within 21 calendar days from the date of this letter.
- ____ 15. The complaint and any other pleading must be signed by the filer personally unless filer is represented by a member of the bar of this Court. If the filer is represented, pleadings must be signed and submitted by counsel. See Local Rule 11.1.
Please return the completed form within 21 calendar days from the date of this letter.
- ____ 16. The names of all parties must be listed CORRECTLY on the FRONT of your complaint. Please CORRECT and return the completed form within 21 calendar days from the date of this letter.
- ____ 17. Every pleading shall bear a certificate by the party who files it that copies have been served on all parties or their counsel of record by hand or by mail. See Local Rule 5.4.
You must adhere to this rule in any future filings.
- ____ 18. Parties filing a motion shall, at the time of filing, notice it for submission. See Local Rule 7.2. Enclosed is a copy of Judge Vance's Submission Dates. Please return the Notice of Submission setting your Motion before Judge Vance and return within 21 calendar days from the date printed at the top of this letter.
- ____ 19. Consent or ex parte motions, shall be accompanied by a proposed order. See Local Rule 7.3.
Please provide the proposed order and return the document within 21 calendar days of the date of this letter.
- ____ 20. Pleadings may not be supplemented without permission of the Court. See Local Rule 7.4. Please provide the Motion and Order For Leave To Supplement your petition and return the document within 21 calendar days of the date of this letter.

- ____ 21. Except as noted in Local Rule 7.3, all motions shall be accompanied by a memorandum in support. See Local Rule 7.4. Please return the completed form within 21 calendar days from the date of this letter.
- ____ 22. Once an answer has been filed, a complaint may not be amended or supplemented without permission of the Court. See Local Rule 7.6. Please provide the motion for leave to amend or supplement the complaint and return the document within 21 calendar days of the date of this letter.
- ____ 23. Discovery requests and responses thereto must not be filed until they are used in a proceeding before the Court or until the Court grants an order allowing the filing of the document. Federal Rule of Civil Procedure 5(d). Therefore, your document is being returned to you.
- ____ 24. 28 U.S.C. § 1654 precludes a corporation from appearing through a lay person. A corporation must be represented by an attorney qualified to practice before this Court. Therefore, your document is being returned to you.
- ____ 25. The record of this matter reflects you are represented by counsel. All pleadings regarding this case must be filed through your counsel of record. All future inquiries and correspondence regarding this case should be directed to your attorney of record. You must adhere to this rule in any future filings.
- ____ 26. Your Reply To The Defendant's Opposition cannot be filed without permission of the Court. Please provide the Motion For Leave To File Reply and return the document within 21 calendar days of the date of this letter.
- ____ 27. Enclosed is a copy of Judge Barbier's Submission Dates. Please return the Notice of Submission setting your Motion before Judge Barbier and return within 21 calendar days from the date printed at the top of this letter.
- ____ 28. OTHER: The Statement of Account cannot be filled out by you or any other prisoner. The Statement of Account must be completed by the appropriate prison official in Inmate Banking at your facility.
- ____ 29. OTHER: YOUR DOCUMENT MUST BE TITLED COMPLAINT, see Sample Complaint Format.

If you have been instructed to provide additional information, please act immediately, and provide the required documents within the time frame indicated above; otherwise, a judicial officer will be notified of your failure to comply.

CAROL L. MICHEL
CLERK OF COURT

By: 
Deputy Clerk

Respond to:
Clerk, U.S. District Court
500 Poydras Street
Room C-151
New Orleans, LA 70130

Rev. 7/21/14

UNITED STATES DISTRICT COURT

for the

Eastern District of Louisiana

Plaintiff/Petitioner

v.

Defendant/Respondent_____
Civil Action No.**APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS
(Short Form)**

I am a plaintiff or petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested.

In support of this application, I answer the following questions under penalty of perjury:

1. *If incarcerated.* I am being held at: _____

If employed there, or have an account in the institution, I have attached to this document a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months for any institutional account in my name. I am also submitting a similar statement from any other institution where I was incarcerated during the last six months.

2. *If not incarcerated.* If I am employed, my employer's name and address are: _____

My gross pay or wages are: \$ _____, and my take-home pay or wages are: \$ _____ per
(specify pay period) _____

3. *Other Income.* In the past 12 months, I have received income from the following sources (check all that apply):

- | | | |
|--|------------------------------|-----------------------------|
| (a) Business, profession, or other self-employment | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| (b) Rent payments, interest, or dividends | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| (c) Pension, annuity, or life insurance payments | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| (d) Disability, or worker's compensation payments | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| (e) Gifts, or inheritances | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| (f) Any other sources | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

If you answered "Yes" to any question above, describe below or on separate pages each source of money and state the amount that you received and what you expect to receive in the future.

4. Amount of money that I have in cash or in a checking or savings account: \$ _____.

5. Any automobile, real estate, stock, bond, security, trust, jewelry, art work, or other financial instrument or thing of value that I own, including any item of value held in someone else's name (*describe the property and its approximate value*):

6. Any housing, transportation, utilities, or loan payments, or other regular monthly expenses (*describe and provide the amount of the monthly expense*):

7. Names (or, if under 18, initials only) of all persons who are dependent on me for support, my relationship with each person, and how much I contribute to their support:

8. Any debts or financial obligations (*describe the amounts owed and to whom they are payable*):

Declaration: I declare under penalty of perjury that the above information is true and understand that a false statement may result in a dismissal of my claims.

Date: _____

Applicant's signature

Printed name