

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

2015 NOV 18 AM 9:56

CLERK B. West  
SO. DIST. OF GA.

David Sutherland )

Plaintiff, )

v. )

Case No.

CITY OF SAVANNAH, GEORGIA )

Et al., )

Defendants. )

**CV 415 - 275**

**Plaintiffs Objections to Report and Recommendations**

Comes now David Sutherland ( plaintiff), in the above styled action and makes  
Objections to this courts ORDER Dated November 12, 2015.( Report and  
recommendations)

Plaintiff brought a civil rights claim Doc. 1 at 3 (complaint), included with a application  
To proceed in forma pauperis (IFP) Doc. 2. 28 USC 1915 (a) (1).

**OBJECTION # 1.** Plaintiff is not a 'frequent, flagrantly frivolous litigant'

**OBJECTION # 2.** Plaintiffs above styled case is a claim Where **Relief** can be Granted.

**OBJECTION # 3.** There are No defendants in Plaintiffs Claim that Have **Immunity**.

**OBJECTION # 4.** Plaintiffs **IFP** does satisfy the requirement of poverty , see. Federal  
Registry (vol. 80 no. 14) January 2015, 28USC 1915 (a). Watson v. Ault 525 F.2d 886  
891 ( 11<sup>th</sup> Cir. 1976).

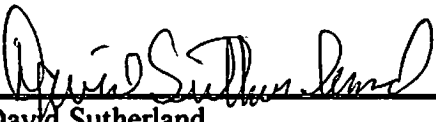
**OBJECTION # 5.** An affidavit addressing the statutory language should be accepted by

The court, absent a serious misrepresentation, and need not show that litigant is “absolutely destitute” to qualify for indigent status under 28 USC 1915, Adkins v. E. I. DuPont de Nemours & Co. 335 U. S. 331 ( 1948), Martinez v. Kristi Kleaners, Inc. 364 F. 3d 1305 ( 11<sup>th</sup> cir. 2004)

**OBJECTION** # 6. A district court cannot act arbitrarily or deny the **IFP** application **On erroneous grounds**, Id. At 1306-07. James R. Thomas Jr. v. Chattahoochee Judicial Circuit case 14-10265 (September 9, 2014)

Having making his Objections Plaintiffs **IFP**, **should be granted**.

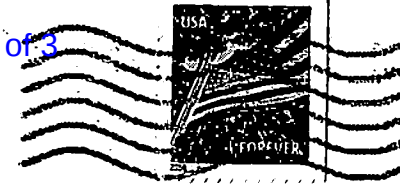
So entered on this 14<sup>th</sup> day of November 2015

By   
David Sutherland  
128 G Sunshine Ave.  
Savannah Ga. 31405

David Sutherland  
128 G Sunshine Ave  
Savannah Ga, 31405

JACKSONVILLE FL 320

16 NOV 2015 PM 1 L



Office of the Clerk  
United States District Court  
P.O. Box 8286  
Savannah Ga, 31412

31412828686

