

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Paul Thorit Agneberg v. Yavapai County Board of Supervisors, et al.

Agneberg · No. CV-25-08204-PCT-JAT (JFM) · Decided December 18, 2025

SUMMARY

The United States District Court for the District of Arizona denies Paul Thorit Agneberg's application to proceed in forma pauperis without prejudice because he did not use the required form or submit a certified six-month trust account statement. The Court gives him 30 days to pay the filing and administrative fees or submit a complete in forma pauperis application and supporting account statement. The Court also denies without prejudice his motion for constitutional access to courts and warns that failure to comply may result in dismissal without further notice.

CASE DETAILS

COURT	United States District Court for the District of Arizona
WRITING FOR THE COURT	James A. Teilborg
JURISDICTION	United States District Court for the District of Arizona
DECIDED	December 18, 2025
DOCKET	CV-25-08204-PCT-JAT (JFM)
DISPOSITION	other
PROCEDURAL POSTURE	A self-represented incarcerated plaintiff filed a 42 U.S.C. § 1983 civil-rights action, an application to proceed in forma pauperis, and a motion concerning constitutional access to the courts. The district court denied the deficient in forma pauperis application and motion without prejudice and provided 30 days to pay the required fees or submit a compliant application.
PRECEDENTIAL VALUE	unknown

TOPICS

- civil procedure
- prisoners rights
- section 1983
- constitutional law

PRACTICE AREAS

- civil procedure
- prisoner civil rights
- constitutional access to courts

QUESTIONS PRESENTED

1. Whether plaintiff's application to proceed in forma pauperis complied with 28 U.S.C. § 1915 and the District of Arizona's local requirements.
2. Whether plaintiff demonstrated a basis for relief on his motion for constitutional access to courts based on an alleged lack of writing supplies.

HOLDINGS

1. The application to proceed in forma pauperis was deficient because plaintiff did not use the court-approved prisoner form and did not submit a certified six-month trust-account statement; the application was therefore properly denied without prejudice, subject to plaintiff's opportunity to cure within 30 days.
2. The motion for constitutional access to courts was denied without prejudice because plaintiff did not allege facts showing that a lack of writing supplies prevented him from filing documents in this action.

KEY QUOTATIONS

“Plaintiff has not alleged facts showing he is unable to file documents in this case due to a lack of writing of supplies.” (at 2)

FACTUAL BACKGROUND

Paul Thorit Agneberg was confined in the Yavapai County Detention Center and filed a pro se § 1983 action. He sought to proceed without prepaying fees but did not use the court-approved prisoner form and did not submit a certified six-month trust-account statement. He also moved for constitutional access to courts, alleging that he was denied paper for filing motions, but the court noted that he had filed both a two-page motion and a sixteen-page first amended complaint.

PROCEDURAL HISTORY

Plaintiff filed a civil-rights complaint, an application to proceed in forma pauperis, a motion for constitutional access to courts, and a first amended complaint. The court determined that the in forma pauperis application did not use the required form and lacked a certified six-month trust-account statement. The court denied the application and motion without prejudice, ordered plaintiff to pay the filing and administrative fees or submit a complete application within 30 days, and directed that the action be dismissed without prejudice if he failed to comply.

DISPOSITION

other

CASES CITED

- United States v. Robinson, 913 F.2d 712, 717 (9th Cir. 1990)
- Ferdik v. Bonzelet, 963 F.2d 1258, 1260-61 (9th Cir. 1992)

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