

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
NEW YORK

Lilia Angello v. Mack et al.

Angello · No. 25-CV-10849 (LTS) · Decided January 8, 2026

SUMMARY

The United States District Court for the Southern District of New York orders pro se plaintiff Lilia Angello to pay the required filing and administrative fees or submit an application to proceed in forma pauperis within thirty days. The order states that no summons will issue until compliance and that failure to comply will result in dismissal.

CASE DETAILS

COURT	United States District Court for the Southern District of New York
WRITING FOR THE COURT	Laura Taylor Swain
JURISDICTION	United States District Court for the Southern District of New York
DECIDED	January 8, 2026
DOCKET	25-CV-10849 (LTS)
DISPOSITION	other
PROCEDURAL POSTURE	Pro se plaintiff filed a civil action without paying the filing and administrative fees and without submitting an application to proceed in forma pauperis.
PRECEDENTIAL VALUE	Nonprecedential district court order

TOPICS

costs civil procedure

PRACTICE AREAS

Civil procedure In forma pauperis proceedings Filing fees

QUESTIONS PRESENTED

- Whether the plaintiff must pay the required filing and administrative fees or submit a signed application to proceed in forma pauperis before the action may proceed.

HOLDINGS

1. A plaintiff commencing a civil action must either pay the required filing and administrative fees or submit a signed application to proceed in forma pauperis; because plaintiff submitted neither, she was ordered to cure the deficiency within thirty days.
2. Any appeal from the order would not be taken in good faith, and in forma pauperis status is denied for purposes of an appeal.

KEY QUOTATIONS

“Within thirty days of the date of this order, Plaintiff must either pay the \$405.00 in fees or submit the attached IFP application.”

“If Plaintiff fails to comply with this order within the time allowed, the action will be dismissed.”

FACTUAL BACKGROUND

Lilia Angello brought this civil action pro se in the Southern District of New York. She submitted the complaint without the required \$405 in filing and administrative fees and without an application to proceed in forma pauperis.

PROCEDURAL HISTORY

Plaintiff commenced the action in the Southern District of New York. The court issued an order requiring plaintiff, within thirty days, either to pay the required fees or submit a signed IFP application, and directed that no summons issue at that time.

DISPOSITION

other

CASES CITED

- *Coppedge v. United States*, 369 U.S. 438, 444-45 (1962)

OPINION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK Lilia Angello, Plaintiff, 25cv10849 (LTS) -against- ORDER DIRECTING PAYMENT OF FEE OR IFP APPLICATION Mack et al., Defendants. LAURA TAYLOR SWAIN, Chief United States District Judge: Plaintiff brings this action pro se.

To proceed with a civil action in this Court, a plaintiff must either pay \$405.00 in fees – a \$350.00 filing fee plus a \$55.00 administrative fee – or, to request authorization to proceed in forma pauperis (IFP), that is, without prepayment of fees, submit a signed IFP application. See 28 U.S.C. §§ 1914, 1915. Plaintiff submitted the complaint without the filing fees or an IFP application.

Within thirty days of the date of this order, Plaintiff must either pay the \$405.00 in fees or submit the attached IFP application. If Plaintiff submits the IFP application, it should be labeled with docket number 25-CV-10849 (LTS). If the Court grants the IFP application, Plaintiff will be permitted to proceed without prepayment of fees. See 28 U.S.C. § 1915(a)(1).

No summons shall issue at this time. If Plaintiff complies with this order, the case shall be processed in accordance with the procedures of the Clerk's Office. If Plaintiff fails to comply with this order within the time allowed, the action will be dismissed.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. Cf. *Coppedge v. United States*, 369 U.S. 438, 444–45 (1962) (holding that appellant demonstrates good faith when seeking review of a nonfrivolous issue). SO ORDERED. Dated: January 8, 2026 New York, New York s/Laura Taylor Swain LAURA TAYLOR SWAIN Chief United States District Judge UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK (full name of the plaintiff or petitioner applying (each person must submit a separate application)) CV () () - against- (Provide docket number, if available; if filing this with your complaint, you will not yet have a docket number.) (full name(s) of the defendant(s)/respondent(s)) APPLICATION TO PROCEED WITHOUT PREPAYING FEES OR COSTS I am a plaintiff/petitioner in this case and declare that I am unable to pay the costs of these proceedings and I believe that I am entitled to the relief requested in this action.

In support of this application to proceed in forma pauperis (IFP) (without prepaying fees or costs), I declare that the responses below are true: 1. Are you incarcerated? Yes No (If “No,” go to Question 2.) I am being held at: Do you receive any payment from this institution? Yes No Monthly amount: If I am a prisoner, see 28 U.S.C. § 1915(h), I have attached to this document a “Prisoner Authorization” directing the facility where I am incarcerated to deduct the filing fee from my account in installments and to send to the Court certified copies of my account statements for the past six months.

See 28 U.S.C. § 1915(a)(2), (b). I understand that this means that I will be required to pay the full filing fee. 2. Are you presently employed? Yes No If “yes,” my employer's name and address are: Gross monthly pay or wages: If “no,” what was your last date of employment? Gross monthly wages at the time: 3.

In addition to your income stated above (which you should not repeat here), have you or anyone else living at the same residence as you received more than \$200 in the past 12 months from any of the following sources? Check all that apply. (a) Business, profession, or other self-employment Yes No (b) Rent payments, interest, or dividends Yes No (c) Pension, annuity, or life insurance payments Yes No (d) Disability or worker's compensation payments Yes No (e) Gifts or inheritances Yes No (f) Any other public benefits (unemployment, social security, Yes No food

stamps, veteran's, etc.) (g) Any other sources Yes 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.

If you answered "No" to all of the questions above, explain how you are paying your expenses: 4. How much money do you have in cash or in a checking, savings, or inmate account? 5. Do you own any automobile, real estate, stock, bond, security, trust, jewelry, art work, or other financial instrument or thing of value, including any item of value held in someone else's name?

If so, describe the property and its approximate value: 6. Do you have any housing, transportation, utilities, or loan payments, or other regular monthly expenses? If so, describe and provide the amount of the monthly expense: 7. List all people who are dependent on you for support, your relationship with each person, and how much you contribute to their support (only provide initials for minors under 18): 8.

Do you have any debts or financial obligations not described above? If so, describe the amounts owed and to whom they are payable: Declaration: I declare under penalty of perjury that the above information is true. I understand that a false statement may result in a dismissal of my claims. Dated Signature Name (Last, First, MI) Prison Identification # (if incarcerated) Address City State Zip Code Telephone Number E-mail Address (if available)