

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

Robert Bayard B. v. Frank Bisagnano

Bailey · No. 2:26-cv-00035-NJK · Decided January 9, 2026

SUMMARY

The United States District Court for the District of Nevada grants Plaintiff Robert Bayard B.'s application to proceed in forma pauperis in a Social Security appeal. The court finds the complaint sufficient to survive screening under 28 U.S.C. § 1915(e) and directs the Clerk to file the complaint and provide notice to the Commissioner pursuant to the Supplemental Rules for Social Security Cases.

CASE DETAILS

COURT	United States District Court for the District of Nevada
WRITING FOR THE COURT	Nancy J. Koppe
JURISDICTION	United States District Court for the District of Nevada
DECIDED	January 9, 2026
DOCKET	2:26-cv-00035-NJK
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff filed a Social Security appeal and requested leave to proceed in forma pauperis. The district court screened the complaint under 28 U.S.C. § 1915(e).
STANDARD OF REVIEW	The complaint was screened under 28 U.S.C. § 1915(e); the court assessed whether it stated a sufficient Social Security claim and satisfied basic pleading and jurisdictional requirements.
PRECEDENTIAL VALUE	unpublished district court order; nonprecedential
PARTIES	Robert Bayard B. v. Frank Bisagnano

TOPICS

- civil procedure
- administrative law
- exhaustion of remedies
- pleadings

PRACTICE AREAS

- Social Security
- Federal civil procedure
- Administrative law

QUESTIONS PRESENTED

1. Whether plaintiff demonstrated sufficient inability to prepay fees or provide security to proceed in forma pauperis under 28 U.S.C. § 1915.
2. Whether the complaint satisfied the basic requirements for a Social Security appeal and was sufficient to survive screening under 28 U.S.C. § 1915(e).

HOLDINGS

1. Plaintiff demonstrated an inability to prepay fees and costs or provide security, so the court granted leave to proceed in forma pauperis under 28 U.S.C. § 1915.
2. The complaint was sufficient to survive screening under 28 U.S.C. § 1915(e).

KEY QUOTATIONS

“A central function of this screening process is to “discourage the filing of, and waste of judicial and private resources upon, baseless lawsuits that paying litigants generally do not initiate because of the cost of bringing suit.”” (at 1)

“The Court has reviewed the complaint and finds it sufficient to survive screening.” (at 1)

FACTUAL BACKGROUND

Robert Bayard B. filed a complaint challenging a determination by the Social Security Administration and sought leave to proceed without prepaying filing fees. The application sufficiently demonstrated an inability to prepay fees or provide security. The court found the complaint sufficient to survive its initial in forma pauperis screening, although the opinion does not describe the underlying disability or administrative decision in detail.

PROCEDURAL HISTORY

Plaintiff submitted an application to proceed in forma pauperis and a complaint. The court granted the application, found that the complaint was sufficient to survive screening, ordered the Clerk to file the complaint, and directed notice to the Commissioner under the Supplemental Rules for Social Security.

DISPOSITION

other

CASES CITED

- Neitzke v. Williams, 490 U.S. 319, 327 (1989)
- Graves v. Colvin, 2015 WL 357121, at *2 (D. Nev. Jan. 26, 2015)
- Jalal H. v. Commissioner of Social Security, 2023 WL 35218, at *2 (S.D. Cal. Jan. 4, 2023)

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