

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Diara Cimone Moore v. Experian Information Solutions Inc., et al.

No. CV-26-00798-PHX-SHD (D. Ariz. Apr. 6, 2026) · No. No. CV-26-00798-PHX-SHD · Decided April 6, 2026

SUMMARY

The United States District Court for the District of Arizona denied Diara Cimone Moore’s application to proceed in forma pauperis after finding that her reported income exceeded her monthly expenses and that she could pay the filing fee while affording life’s necessities. The court ordered Moore to pay the filing fee by April 20, 2026, and directed dismissal without further notice if she failed to do so.

CASE DETAILS

COURT	United States District Court for the District of Arizona
WRITING FOR THE COURT	Sharad H. Desai
JURISDICTION	United States District Court for the District of Arizona
DECIDED	April 6, 2026
DOCKET	No. CV-26-00798-PHX-SHD
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff filed a civil action and an application to proceed in forma pauperis. The district court denied the application and ordered Plaintiff to pay the filing fee, subject to dismissal if she failed to do so by the deadline.
PRECEDENTIAL VALUE	Unknown; district court order with no reporter citation
PARTIES	Diara Cimone Moore v. Experian Information Solutions Inc., et al.

TOPICS

civil procedure

PRACTICE AREAS

civil procedure

in forma pauperis applications

QUESTIONS PRESENTED

1. Whether Plaintiff qualified to proceed in forma pauperis based on the financial information in her application.

HOLDINGS

1. An applicant qualifies for in forma pauperis status when the applicant cannot pay court costs while still affording the necessities of life; based on Moore's application, she appeared able to pay the filing fee and therefore did not qualify.

KEY QUOTATIONS

“There is no formula set forth by statute, regulation, or case law to determine when someone is poor enough to earn IFP status.” (at 1)

“An affidavit in support of an IFP application is sufficient where it alleges that the affiant cannot pay the court costs and still afford the necessities of life.” (at 1)

FACTUAL BACKGROUND

Moore's application stated that she was 33 years old, had no dependents, worked for Southwest Airlines, and earned approximately \$4,700 per month. She reported approximately \$1,500 in checking accounts, a 2022 Honda Accord valued at \$20,000, and monthly expenses of \$3,938.40. Because her reported income exceeded her expenses by approximately \$717 per month, the court concluded on the face of the application that she could pay the filing fee and still afford life's necessities.

PROCEDURAL HISTORY

Moore filed the action and an application to proceed in forma pauperis on February 6, 2026. The district court reviewed the financial information in the application, determined that Moore appeared able to pay the filing fee while affording the necessities of life, denied the application, and ordered payment by April 20, 2026. The court directed the Clerk to dismiss the action without further notice if payment was not made by that date.

DISPOSITION

other

CASES CITED

- Escobedo v. Applebees, 787 F.3d 1226, 1234-35 (9th Cir. 2015)
- Adkins v. E.I. Dupont de Nemours & Co., 335 U.S. 331, 339 (1948)