

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

**Lukas Elijah Henderson and Betty Ann Henderson v. Americore
Humanology, et al.**

Henderson v. Americore Humanology · No. 1:25-cv-01428-JLT-EPG · Decided October 28, 2025

OPINION

Lukas Elijah Henderson and Betty Ann Henderson v. Americore Humanology

PER CURIAM.

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7 UNITED STATES DISTRICT COURT

8 EASTERN DISTRICT OF CALIFORNIA

9 HENDERSON, et al., Case No. 1:25-cv-01428-JLT-EPG 10 PlaintiffS,

11 ORDER DIRECTING PLAINTIFF TO

v. SUPPLEMENT IN FORMA PAUPERIS

12 APPLICATION

AMERICORE HUMANOLGY, et al., 13 (ECF No. 2). Defendants. 14 15 16 Plaintiffs Lukas
Elijah Henderson and Betty Ann Henderson filed this civil action on 17 October 27, 2025. (ECF
No. 1). With the filing of the complaint, Plaintiffs1 submitted an 18 application to proceed in
forma pauperis (IFP) (ECF No. 2). 19 Under 28 U.S.C. § 1915(a)(1), a pro se plaintiff may
proceed without prepayment of fees 20 by submitting “an affidavit that includes a statement of all
assets such [person] possesses that the 21 person is unable to pay such fees or give security
therefor.” See Flores v. California Corr. 22 Women’s Facility, No. 1:19-cv-1509-NONE-JLT, 2020
WL 8821643, at *1 (E.D. Cal. June 24, 23 2020) (noting that § 1915(a)(1) applies to non-prisoner
plaintiffs). “[T]here is no formula set forth 24 by statute, regulation, or case law to determine
when someone is poor enough to earn IFP status.” 25 Escobedo v. Applebees, 787 F.3d 1226,
1235 (9th Cir. 2015). Rather, “[a]n affidavit in support of 26 an IFP application is sufficient where
it alleges that the affiant cannot pay the court costs and still 27 28 1 Plaintiff Lukas Elijah
Henderson’s signature is the only individual who signed IFP application. 1 afford the necessities
of life.” Id. at 1234. However, “it is proper and indeed essential for the 2 supporting affidavits to
state the facts as to affiant’s poverty with some particularity, definiteness 3 and certainty.” United
States v. McQuade, 647 F.2d 938, 940 (9th Cir. 1981) (quoting Jefferson v. 4 United States, 277
F.2d 723, 725 (9th Cir. 1960)). With these standards in mind, the Court notes that Plaintiffs IFP
application leaves many 5 of the required questions unanswered. Plaintiff did not answer Question
1: “If incarcerated. I am 6 being held at?” (ECF No. 2, p. 1). Nor did he provide an answer to
Question 2: “If not 7 incarcerated. If I am employed, my employer’s name and address are.” (Id.).

Notably, while 8 Plaintiff does not provide employer information, he lists his gross pay or wages as \$400 and his 9 take-home pay or wages as \$300 every two weeks. (Id.). Furthermore, Plaintiff marked the 10 “Business, profession, or other self-employment” box as “Yes,” indicating other sources of 11 income, yet Plaintiff fails to describe the source of money as required. (Id.). Finally, Plaintiff fails 12 to provide any information regarding his housing, transportation, utilities, loan payments, or other 13 monthly expenses. (Id. at p.2) 14 Plaintiff’s employer, potential earnings, and sources of income over the last twelve 15 months need to be accurately reported before this Court can determine whether Plaintiff is 16 eligible to proceed IFP in this action. Furthermore, Plaintiff needs to provide complete 17 information in the application to proceed in forma pauperis. 18 Because Plaintiff’s IFP application is incomplete, the Court will require Plaintiff to submit 19 a supplemental IFP application. 20 Accordingly, IT IS ORDERED that: 21 1. The Clerk of the Court is directed to send Plaintiff, along with this order, a long form 22 IFP application (AO 239). 23 2. Within thirty (30) days of the date of service of this order, Plaintiff shall submit the 24 attached IFP application, completed and signed under penalty of perjury, or in the 25 alternative, pay the \$405.00 filing fee for this action. \\\ 26 \\\ 27 \\\ 28 1 3. No requests for extension will be granted without a showing of good cause. Failure to 2 comply with this order may result in dismissal of this action. 3 4 IT IS SO ORDERED. 5] Dated: _ October 28, 2025 [see hey

6 UNITED STATES MAGISTRATE JUDGE

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