

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Cordero Anthony Marin v. City of McFarland, et al.

Marin v. City of McFarland · No. 1:25-cv-00483-CDB · Decided April 29, 2025

OPINION

Martin v. City of McFarland

PER CURIAM.

1 2 3 4 5 6 7

8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10 11 CORDERO ANTHONY MARIN, Case No. 1:25-cv-00483-CDB 12 Plaintiff, ORDER
GRANTING PLAINTIFF’S

MOTION TO PROCEED IN FORMA

13 v. PAUPERIS

14 CITY OF MCFARLAND, et al., (Doc. 2) 15 Defendants. 16 17 18 Plaintiff Cordero Anthony
Marin (“Plaintiff”), proceeding pro se, filed this civil action on

19 April 28, 2025. (Doc. 1). Plaintiff has not paid the \$405.00 filing fee and submitted a motion to
20 proceed in forma pauperis. (Doc. 2). 21 The Court may authorize the commencement of an
action without prepayment of fees “by 22 a person who submits an affidavit that includes a
statement of all assets such [person] possesses 23 [and] that the person is unable to pay such fees
or give security therefor.” 28 U.S.C. § 1915(a). 24 Here, the Court has reviewed Plaintiff’s
application (Doc. 2) and finds the requirements of 28 25 U.S.C. § 1915(a) are satisfied. 26 As to
the status of Plaintiff’s complaint, pursuant to 28 U.S.C. § 1915(e)(2), the Court is 27 authorized
to conduct an initial review of all pro se complaints where the plaintiff proceeds in 28 forma
pauperis to determine whether the complaint is legally sufficient under the applicable 1 || pleading
standards. See *Lopez v. Smith*, 203 F.3d 1122, 1129 (9th Cir. 2000) (“section 1915(e) 2 || applies
to all in forma pauperis complaints, not just those filed by prisoners”). The Court must 3 | dismiss
a complaint, or portion thereof, if the Court determines that the complaint is legally 4 | frivolous or
malicious, fails to state a claim upon which relief may be granted, or seeks monetary 5 || relief
from a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2). If the Court 6 |
determines that the complaint fails to state a claim, leave to amend may be granted to the extent 7
|| that the deficiencies in the complaint can be cured by amendment. 8 Plaintiffs complaint will be
screened in due course. Given the tremendous case backlog 9 | experienced by all judges in the
Eastern District of California, delays are inevitable. If 10 || appropriate after the case has been
screened, the Clerk of the Court will provide Plaintiff with the 11 || requisite forms and

instructions to request the assistance of the United States Marshal in serving 12 || Defendants
pursuant to Federal Rule of Civil Procedure 4. 13 | Conclusion and Order 14 Based on the
foregoing and good cause appearing, IT IS HEREBY ORDERED that 15 || Plaintiff's application
to proceed in forma pauperis (Doc. 2) is GRANTED. Plaintiff's complaint 16 || will be screened in
due course. 17 | IT IS SO ORDERED. 'S | Dated: _ April 29, 2025 | hr
19 UNITED STATES MAGISTRATE JUDGE
20 21 22 23 24 25 26 27 28