

_____ _____ Plaintiff(s) v. _____ _____ Defendant(s)	<p style="text-align: center;">COURT</p> <p style="text-align: center;">STATE OF GEORGIA</p> <p style="text-align: center;">ORDER TO PROCEED IN FORMA PAUPERIS</p> <p style="text-align: center;">CIVIL ACTION FILE NO:</p> <p style="text-align: center;">_____</p>
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**ORDER UPON AFFIDAVIT OF ELIGIBILITY
TO PROCEED IN FORMA PAUPERIS**

Before the Court is Plaintiff's Affidavit of Eligibility to Proceed *in Forma Pauperis*. Pursuant to the requirements of O.C.G.A. § 9-15-2, and in consideration of Plaintiff's Affidavit, the documents relative to the financial situation of the Plaintiff (if any), as well as all other initial pleadings, including the Statement of Claim, Affiant's request to proceed *in forma pauperis* is:

HEREBY GRANTED. After considering the Poverty Guidelines established by the U.S. Department of Health and Human Services at 125% or less of the poverty level, and based upon the size of the family unit, it appears to the Court that the Affiant is unable to pay the filing fees associated with this action. Therefore, the Affiant's pleadings shall be filed, and the Affiant shall be relieved from paying the filing fee, Sheriff's service fee, and, if a judgment is awarded to the Plaintiff, any fees associated with the issuance of a fi fa and post judgment interrogatories.

HEREBY DENIED BASED ON FINANCIAL GUIDELINES. Following a hearing during which the Court took sworn testimony from the Plaintiff regarding the contents of his/her Affidavit of Indigence, the Court finds that the Affiant has **not** demonstrated that he/she is unable to pay the filing fee and associated costs of this action based upon the Poverty Guidelines established by the U.S. Department of Health and Human Services at 125% or less of the poverty level, considering the size of the family unit; therefore, the Affiant shall not be relieved from paying the filing fee, Sheriff's service fee, or other required Court costs.

*The hearing took place in Courtroom _____ of the _____ County on: [] the date of the Order; or [] the _____ day of _____, 20__.

HEREBY DENIED BASED ON A COMPLETE ABSENCE OF ANY JUSTICIABLE ISSUE OF LAW OR FACT. Pursuant to O.C.G.A. § 9-15-2(d), the Court finds that the pleading filed by the Affiant shows in its face such a complete absence of any justiciable issue of law and/or fact that it cannot reasonably be believed that the Court could grant any relief against any party named in the pleading.

A copy of this Order shall be served on the opposing party(ies) along with the Complaint. Pursuant to O.C.G.A. § 9-15-2(b), any other party at interest may contest the truth of the affidavit of indigency by verifying under oath that same is untrue. In the event any interested party files a traverse challenging this Order, the Court shall schedule a hearing to determine whether Plaintiff shall be required to pay costs.

This _____ day of _____, 20__.

Judge, _____ Court
Judge Initials: _____

[] Plaintiff Copy Received in Court
[] Plaintiff Copy Mailed