



a sworn affidavit that included a statement of all the assets he possesses and his general financial position.<sup>1</sup> In his affidavit, Josey states that he is currently employed, earning income of \$1200.00 per month. Josey also states that he does not have any cash on hand or any money in checking or savings accounts. Additionally, he avers that Tawana Washington is dependent upon him for support in the amount of \$200.00 per month. Thus, Josey has approximately \$1000.00 of income per month at his disposal. Based on Josey's affidavit, the payment of the \$150.00 filing fee to commence an action in the district court would not impose a hardship upon his financial situation. The court will deny his motion to proceed in forma pauperis.

## II. CONCLUSION

For the foregoing reasons, the court will deny Josey's motion to proceed in forma pauperis. An appropriate Order follows.

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1. It is noted that the in forma pauperis statute underwent substantial changes as a result of the Prison Litigation Reform Act. However, those amendments, such as requiring information beyond the affidavit of assets, do not affect suits by non-prisoners and therefore have no bearing on this case. 28 U.S.C. § 1915.

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ANTHONY JOSEY

v.

JAMES HENRY

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:  
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CIVIL ACTION

NO. 98-4906

ORDER

AND NOW, TO WIT, this        th day of September, 1998, upon  
consideration of Anthony Josey's motion to proceed in forma  
pauperis, IT IS ORDERED that said motion is DENIED.

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LOUIS C. BECHTLE, J.