

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

BARTON RAY GAINES,	§	
	§	
Petitioner,	§	
	§	
v.	§	No. 4:08-CV-147-Y
	§	
NATHANIEL QUARTERMAN, Director,	§	
Texas Department of Criminal	§	
Justice, Correctional	§	
Institutions Division,	§	
	§	
Respondent.	§	

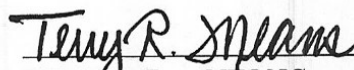
ORDER AND NOTICE OF DEFICIENCY

Petitioner has filed a notice of appeal (doc. 27) from the Court's March 11, 2021, order (doc. 26) denying his rule 60(b)(6) motion in this habeas action and a "Form 4 Affidavit Accompanying Motion for Permission to Appeal In Forma Pauperis" (doc. 28). Petitioner, who is not confined, must address the following deficiencies:

- (x) The submitted "Form 4 Affidavit Accompanying Motion for Permission to Appeal In Forma Pauperis" is not signed and sworn or affirmed by Petitioner and is insufficient to determine whether Petitioner is entitled to *in-forma-pauperis* status on appeal because it reflects the amount of money Petitioner received from employment for one week without adjusting the amount to show the monthly rate as instructed.

Accordingly, Petitioner is ORDERED to resubmit his "Affidavit Accompanying Motion for Permission to Appeal In Forma Pauperis" no later than 30 days from today. Failure to do so will result in denial of the motion.

Signed April 15, 2021.



TERRY R. MEANS
UNITED STATES DISTRICT JUDGE