

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 20-CIV-81205-RAR

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**COMPLETE BUSINESS SOLUTIONS
GROUP, INC. d/b/a PAR FUNDING, et al.,**

Defendants.

**ORDER DENYING DEFENDANT, MICHAEL C. FURMAN'S, MOTION FOR LEAVE
TO PROCEED *IN FORMA PAUPERIS* AND SUPPORTING AFFIDAVIT**

THIS CAUSE comes before the Court on Defendant Michael C. Furman's Motion for Leave to Proceed *In Forma Pauperis* and Supporting Affidavit ("Motion") [ECF No. 1300], filed on July 11, 2022. Attached to the Motion is an Affidavit Accompanying Motion for Permission to Appeal *In Forma Pauperis*. [ECF No. 1300-1] ("Affidavit"). In addition, Defendant filed a Declaration on July 13, 2022. [ECF No. 1307-1] ("Declaration"). The Court has carefully reviewed the Motion, the Affidavit, the Declaration, and applicable law.

Fees and costs to appeal are \$505. *See* FED. R. APP. P. 3(e); *see also* Fee Schedules, available at <http://www.ca11.uscourts.gov/fee-schedules>. In order to obtain permission to appeal *in forma pauperis*, a party must: (1) establish his or her indigency by submitting the Form 4 affidavit; (2) claim an entitlement to redress; and (3) state the issues that the party intends to present on appeal. FED. R. APP. P. 24(a)(1). A district court may deny permission to proceed *in forma pauperis* if it determines that the appeal is not taken in good faith. *See* FED. R. APP. P. 24(a)(3)(A).

Here, the Court finds that Plaintiff is not entitled to proceed *in forma pauperis* because he does not show an “inability to pay or to give security for fees and costs.” *Id.* 24(a)(1)(A). According to the Affidavit, Plaintiff currently receives \$4,000.00 a month in wages. *See* [ECF No. 1300-1] at 2. Moreover, he has \$3,000 in his checking account and \$750 in a retirement account. *Id.* at 3. Therefore, he appears to have sufficient assets to pay the required \$505 fee or give security therefor, pursuant to Federal Rule of Appellate Procedure 24. Accordingly, it is

ORDERED AND ADJUDGED that the Motion [ECF No. 1300] is **DENIED**. Plaintiff shall pay the Clerk the required \$505 appellate filing fee **but may do so in monthly installments of \$50.50**. The first installment is due on August 5, 2022. Subsequent installments shall be due on September 2, October 7, and November 4, with the remaining payments due the first Friday of every month thereafter until the fee is paid in full.

DONE AND ORDERED in Fort Lauderdale, Florida, this 13th day of July 2022.



RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

cc: counsel of record