

PYRAMID LAKE TRIBAL COURT
P.O. BOX 257 / 221 HWY 447
NIXON, NV 8424

PETITION & AFFIDAVIT TO WAIVE FILING FEES

PACKET INCLUDES APPLICATION INSTRUCTIONS AND FILING PROCESS

**ATTENTION: THIS PACKET IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY OR
ADVOCATE. COUNSEL IS ALWAYS RECOMMENDED FOR LEGAL MATTERS.**

The laws governing the Pyramid Lake Paiute Reservation allow any person to represent him/herself in any legal action heard in the Pyramid Lake Tribal Court. However, filing Petitions/Application/Complaints with the Court and representing yourself in the Courtroom can involve complex legal matters. This packet only addresses a few legal issues involved in bringing your matter before Court.

When appearing pro se, Latin for “on one’s own behalf”, you are responsible for understanding the law that governs your case and for filing the correct legal documents. The laws and rules are set out in the Pyramid Lake Law & Order Code, the Federal Rules of Civil Procedure, and the Pyramid Lake Tribal Court Operational Procedures.

When you return to the Court and sign these documents for filing, the Court assumes that all documents are read carefully and all potential outcomes of litigation in this matter are understood.

****BEFORE FILING IN ANY PORTION OF THE APPLICATION, READ ALL MATERIALS AND,
IF NEEDED, REQUEST CLARIFICATION FROM THE COURT STAFF.****

1. Fill out the Petition & Affidavit and order to waive filing fees (herein after “Petition”) completely. Use blue or black ink only to fill out the forms and neatly print the information requested. DO NOT USE WITE-OUT or any other fluid/tape on the forms. The Petition will not be accepted by the Court Personnel if correction fluid/tape is used.
2. If you plan on returning to the Courthouse to file the Petition, wait to sign the Petition in front of staff so they may sign stating that the signature was witnessed. However, if you are mailing, emailing, or faxing the Petition, have each area designated for a signature, notarized.
3. Once the Petition is completed and ready to be submitted, we will send the application to the Judge to issue an Order within seventy-two (72) hours. Should the Judge approve the Fee Waiver, your Application will be filed, however, if it is denied, you will be contacted and must pay the filing fee prior to the Application being filed. If the Fee Waiver is approved, no filing fees will be assessed for thirty (30) days per Fee Waiver.
4. All fee waivers expire after thirty (30) days.

IF THERE ARE ANY FURTHER QUESTIONS, PLEASE DO NOT HESITATE TO CALL THE PYRAMID LAKE TRIBAL COURT AT (775) 574-1094.

**IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE
PYRAMID LAKE INDIAN RESERVATION
WASHOE COUNTY, NEVADA**

IN THE APPLICATION OF:) **Case No. PL. _____**
)
) **PETITION & AFFIDAVIT AND ORDER TO**
) **WAIVE FILING FEES**
)
)
)
)
 _____)

Under oath, I state that because of poverty, I am unable to pay the filing and service fees of this action, proceeding or appeal; or to give security for those fees, and request waiver of those fees. I am attaching and incorporating into this affidavit a copy of my pleading in this matter.

Please Initial:
_____ I am the Plaintiff in the above-captioned case. I am eighteen (18) years of age or older and unable to afford the payment of the filing fees and costs in this case due to economic hardship. I request that the Court permit this case to proceed without payment of the filing fee and defer the payment of other costs and fees until settlement or judgment.

_____ I understand that if I prevail or my economic situation improves, the Court may require the payment of the filing fees and costs, if any, out of any proceeds I may recover in this action.

Please Fill Out Form Completely:

1. I am am not married.
2. I am am not employed. Name of employer: _____
3. I earn \$ _____ gross weekly every 2 weeks twice monthly monthly.
My take-home pay is \$ _____ per pay period.
4. I receive monthly income totaling the amount of \$ _____ from:
 Pension Social security Unemployment compensation
 Disability Student loans/grants Other: _____
5. I have the following cash assets:
 Savings accounts: \$ _____ Cash: \$ _____
 Checking accounts: \$ _____ Money owed me: \$ _____

6. My household consists of myself and _____ others:

FULL NAME:	RELATIONSHIP TO ME:	UNDER EIGHTEEN (18):
1.		
2.		
3.		
4.		
5.		
6.		
7.		

7. The other members of my household have monthly income totaling the amount of \$ _____ from: Wages Social security Relief funded under public assistance Food stamps Pension Student loans/grants Unemployment compensation Supplemental security income Disability Other: _____

8. I have the following debts:	Amount:	Monthly Payment:
a. Rent/Mortgage	\$ _____	\$ _____
b. Car Loan	\$ _____	\$ _____
c. Child Care and/ Child Support	\$ _____	\$ _____
d. Other: _____	\$ _____	\$ _____
_____	\$ _____	\$ _____

9. I have the following unusual expenses, other than ordinary living expenses:

Date: _____

Signature of Applicant

Date: _____

Notary Public/Court Clerk

DO NOT WRITE BELOW THIS PART
COURT STAFF ONLY

COURT FINDINGS AND ORDER

1. This petition is GRANTED because the court finds the person is indigent. The action may be commenced without payment of filing fees. If these fees are recovered, the amount shall be used to pay the filing and service fees waived by this order. Any request for waiver of any other fees or costs must be made to the court for consideration and decision.

Date Expires: _____

2. This petition is DENIED because the court finds:

the petitioner is not indigent. allegation of poverty to be untrue.

the petitioner has not stated a meritorious claim, defense, or appeal upon which the court may grant relief:

(Brief explanation) _____

BY THE COURT:

Dated this _____ day of _____, 20____.

Honorable Judge A. Mouritsen