

6/15/70

Mr. E. Stuart Cunningham, Chief Deputy Clerk
U.S. District Court
Northern District of Illinois
U.S. Courthouse
Chicago, Ill. 60604

Dear Mr. Cunningham,

Again your letter of the 10th and the enclosed copy of the order leave questions to which I seek the answers.

If I read the scanty additions to the form correctly, but one motion was presented to the court, that being "leave to file in forma pauperis". Yet you returned all my papers, even the covering letters.

I do not know the legal definition in Illinois, but I would assume that a man without income and with debts greatly exceeding assets would qualify, else how can he have any of the protection and rights of the law.

Whether or not this is the case, there is the alternative you have denied me, that of arranging, somehow, to post the bond. Until there was a decision on the motion in forma pauperis, attempting to arrange the requisite bond was premature.

Therefore, it seems to me returning the papers is also premature. Am I in error in this opinion?

Also, are there other forms in which bond can be made? For example, were a citizen of Illinois to make the proper offers, would this be acceptable?

I want to be able to proceed with this matter. I would appreciate it if all the questions could be raised and answered at a single time, for delay in itself is a denial of legal rights. I appreciate the fact that perhaps almost all of your dealings are with lawyers who do not have to be informed of these things, but for the courts to have meaning to citizens, citizens without law education should be enabled to comply with requirements promptly and should be informed completely. Can you please take the time to inform me of my remaining alternatives and the basis upon which the motion was denied or the specific reasons the judge ruled that I do not qualify in forma pauperis?

The U.S. Marshal has retained the check I sent him, not having been informed of the size of his fee.

Sincerely,

Harold Weisberg

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
UNITED STATES COURT HOUSE
CHICAGO 60604

ELBERT A. WAGNER, JR.
CLERK

10 June 1970

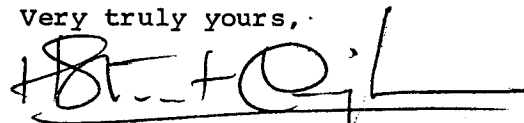
OFFICE OF THE CLERK

Mr. Harold Weisberg
Coq d'Or Press
Route 8
Frederick, Md. 21701

Dear Mr. Weisberg:

I am returning your papers to you together with your check in the amount of \$15 and a copy of the order entered 9 June 1970 by the Honorable William J. Lynch, Emergency Judge, denying leave to file your papers. Your papers were presented to the Judge, however, there was no security for costs bond as is required for filing complaints by non-resident plaintiffs.

Very truly yours,



H. Stuart Cunningham,
Chief Deputy Clerk

HSC:jh
Enclosures

_____ GENERAL _____ DIVISION

Name of Presiding Judge, Honorable William J. Lynch

Cause No. _____

Date June 9, 1970

Title of Cause Weisberg v. Skolnick

Brief Statement of Motion Leave to file in forma pauperis

The rules of this court require counsel to furnish the names of all parties entitled to notice of the entry of an order and the names and addresses of their attorneys. Please do this immediately below (separate lists may be appended).

Names and Addresses of moving counsel _____

Representing _____

Names and Addresses of other counsel entitled to notice and names of parties they represent. _____

Reserve space below for notations by minute clerk
Leave to file denied.

WJL

Hand this memorandum to the Clerk.
Counsel will not rise to address the Court until motion has been called.