

PRISONER CIVIL RIGHTS COMPLAINT

Instructions

1. **This form is for use by state prisoners filing under 42 U.S.C. § 1983 and federal prisoners filing pursuant to *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971).**
2. You may file a complaint in the United States District Court for the Eastern District of Michigan if one or more of the named defendants is located within the Eastern District of Michigan or if the cause of action arose in this District.
3. You **must** file a separate complaint for each claim, unless all the claims are related to the same incident, issue, or defendant.
4. You **must** complete the entire complaint form. No exhibits are necessary at this stage. Submit the following items to the Clerk's Office:
 - a. A complete and accurate list of the name of **each** defendant, the address for **each** defendant, and the capacity in which **each** defendant is being sued.
 - b. The original complaint with attachments and one copy of the complaint (including attachments). You **may** be directed to provide the court with additional copies of the complaint (including attachments) at a later date.
5. The complaint **must** be typed or neatly written and each page **must** be numbered. If additional pages are needed, they **must** be typed or neatly written on 8½" x 11" white paper and securely attached to the complaint.
6. You **must** tell the truth and **each** plaintiff **must** sign and date the form. If you make a false statement of a material fact, you may be prosecuted for perjury.
7. You **must** pay a filing fee of \$350.00. If you cannot pay the fee, you may ask to proceed without prepayment of fees and costs. To do that, **each** plaintiff **must** fill out an Application to Proceed Without Prepayment of Fees and Costs and provide a certified copy of the prison trust fund account statement for the preceding 6 month period. **You are obligated to pay the entire amount of the filing fee even if: (1) the court dismisses your complaint or (2) you voluntarily dismiss your complaint.**
8. Checks or money orders **must** be made payable to: "Clerk, U.S. District Court" and sent **with** the complaint to the address indicated in number 10 below.
9. If you pay the \$350.00 filing fee when you file your complaint, you will be responsible for serving the defendants. (See Instructions for Preparation and Service of Summons Forms.)
10. Send all of your completed paperwork to this address:

**Clerk, United States District Court for the Eastern District of Michigan
Theodore Levin U.S. Courthouse
231 W. Lafayette Boulevard, Fifth Floor
Detroit, MI 48226**

Official Use Only		
Case Number	Judge	Magistrate Judge

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Plaintiff's Information			
Name		Prisoner No.	
Place of Confinement			
Street	City	State	Zip Code
Are there additional plaintiffs? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If yes, any additional plaintiffs to this action should be listed on a separate 8½" x 11" sheet of paper and securely attached to the back of this complaint. <u>You must provide names, prisoner numbers and addresses for all plaintiffs.</u>			

Defendant's Information			
Name		Position	
Street/P.O. Box	City	State	Zip Code
Are you suing this defendant in his/her: <input type="checkbox"/> Personal Capacity <input type="checkbox"/> Official Capacity <input type="checkbox"/> Both Capacities			
Are you suing more than one defendant? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If yes, any additional defendants to this action should be listed on a separate 8½" x 11" sheet of paper and securely attached to the back of this complaint. <u>You must provide their names, positions, current addresses and the capacity (personal, official or both) in which you are suing them.</u>			

I. PREVIOUS LAWSUITS

Have you filed any other lawsuits in state or federal court relating to your imprisonment?

Yes No

If "Yes," complete the following section. If "No," proceed to Part II.

Please list all prior civil actions or appeals that you have filed in federal court while you have been incarcerated.

Docket or Case Number:
Name of Court:
Parties (Caption or Name of Case):
Disposition:

Docket or Case Number:
Name of Court:
Parties (Caption or Name of Case):
Disposition:

Docket or Case Number:
Name of Court:
Parties (Caption or Name of Case):
Disposition:

Any additional civil actions should be listed on a separate sheet of 8½" x11" paper and securely attached to the back of this complaint.

