

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 14-1005**September Term, 2013****USPS-14-023****Filed On:** May 13, 2014

Sai,

Petitioner

v.

United States Postal Service,

Respondent

BEFORE: Griffith, Srinivasan, and Wilkins, Circuit Judges

ORDER

Upon consideration of the motion for leave to file a motion for leave to proceed in forma pauperis and for appointment of attorney ex parte and under seal and the supplement thereto; the motion for declaration and order to compel; the motion to dismiss, the opposition thereto, combined with a motion for leave to amend/transfer, the reply, the motion for leave to file a surreply, and the lodged surreply; the motion to supplement the record and the lodged supplement; the response to the motion for a declaration and order to compel, the motion to supplement and the motion for leave to file a surreply; the reply to the opposition to the motion re: the record; the request for a waiver; and the motion to expedite and the opposition thereto, it is

ORDERED that the motion for leave to file under seal and ex parte the affidavit in support of the motion for leave to proceed in forma pauperis and the motion for appointment of an attorney be denied. Petitioner has failed to demonstrate that filing under seal or ex parte is warranted. See Johnson v. Greater Se. Cmty. Hosp. Corp., 951 F.2d 1268, 1277 (D.C. Cir. 1991) (emphasizing the “strong presumption in favor of public access to judicial proceedings”); see also In re: Schum, No. 13-1041 (May 31, 2013) (denying motion for leave to file under seal a motion for leave to proceed in forma pauperis). It is

FURTHER ORDERED that, within 30 days of the date of this order, petitioner either pay the filing fee or file, on the public docket, a motion for leave to proceed in forma pauperis and accompanying affidavit. Petitioner’s attention is called to this court’s Administrative Order Regarding Electronic Case Filing, ECF-9 - Privacy

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Protection; Fed. R. App. P. 25(a)(5) (privacy protection is governed by Fed. R. Civ. P. 5.2); Fed. R. Civ. P. 5.2 (Privacy Protection for Filings Made with the Court). Failure to comply with this or any other order of the court will result in dismissal of this case for lack of prosecution. See D.C. Cir. Rule 38. It is

FURTHER ORDERED that the request for waiver be denied. It is

FURTHER ORDERED, on the court's own motion, that consideration of the remaining motions be deferred pending further order of the court.

The Clerk is directed to send a copy of this order to petitioner both by certified mail, return receipt requested, and by first class mail.

Per Curiam