

IN THE MAGISTRATE COURT OF FULTON COUNTY
STATE OF GEORGIA



In Re: Standing Order on Affidavits of Indigency File No. 24EX-000051
(also known as Pauper's Affidavits)

STANDING ORDER ON AFFIDAVIT OF INDIGENCY

When any party to a proceeding held in any court in this state is unable to pay fees associated with a proceeding, including filing fees, service fees and other required costs, O.C.G.A. § 9-15-2 provides a process whereby a party may request a waiver of such fees. The party seeking waiver of fees shall swear an affidavit attesting that he or she is unable to pay such fees due to indigence. This Court has made available an Affidavit of Indigency Form on the Magistrate Court website and in the Office of the Magistrate Clerk. The moving party must complete the Affidavit of Indigency Form with complete and accurate financial information. Parties seeking review of the Affidavit of Indigency by the Court must present themselves **IN PERSON** with a valid government-issued identification for verification.

In civil actions, a party not represented by counsel seeking waiver of fees must present a copy of the complaint or initial pleading to the Court for approval, along with the Affidavit of Indigency, before filing. The complaint or initial pleading must have on its face a justiciable issue of law or fact. If the Court finds that it could not grant any relief against any party named in the pleading, then the request must be denied. O.C.G.A. § 9-15-2(d).

Any other interested party or attorney may contest the truth of the Affidavit of Indigency with testimony under oath, and any judgment of the court on the movant's ability to pay is final. O.C.G.A. § 9-15-2(a)(2).

Upon the Court's approval of the Affidavit of Indigency Form, the moving party shall be relieved from paying the fees and costs associated with the proceeding and shall be provided the same rights as a litigant who has paid all costs. O.C.G.A. § 9-15-2(a)(1).

So ORDERED on this the day 22nd day of May, 2024.

A handwritten signature in cursive script that reads "Cassandra Kirk".

CHIEF JUDGE CASSANDRA KIRK
MAGISTRATE COURT OF FULTON COUNTY