

FILED

October 10, 2023

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

BY: CSanchez
DEPUTY

***In re* JOSHUA CACHO**

§
§
§

**ORDER GRANTING *PRO SE* LITIGANT
PERMISSION TO FILE ELECTRONICALLY**

Pro se Plaintiff Joshua Cacho has filed five lawsuits in this District under the Telephone Consumer Protection Act (“TCPA”).¹ In one of those five cases (*Cacho v. American Health Plans, LLC*), Mr. Cacho has applied for permission to file documents electronically.² Mr. Cacho attests in his application that he possesses the hardware and software necessary to file documents electronically. Mr. Cacho further attests that he has reviewed—and pledges to follow—the Court’s policies and rules governing e-filing.

The Court sees fit to provisionally grant Mr. Cacho permission to e-file documents not just in *American Health Plans*, but also in the other cases he has filed in this Division to date, as well as in new cases he might file in this Division in the future. This Court has granted e-filing privileges to other frequent TCPA filers in this Division, and doing so has substantially alleviated administrative burdens on the Clerk of Court and the litigants.³ The Court’s review of the dockets of the five cases Mr. Cacho has filed in this District to date also give the Court no reason to think that Mr. Cacho might abuse his e-filing privileges.

¹ See *Cacho v. McCarthy & Kelly LLP*, No. 3:23-cv-00298-KC; *Cacho v. RBM Ins., Inc.*, No. 3:23-cv-00303-DB; *Cacho v. United Tax Def. LLC*, No. 3:23-cv-00317-DB; *Cacho v. Spectrum Mobile Equip., LLC*, No. 3:23-cv-00347-KC; *Cacho v. Am. Health Plans, LLC*, No. 3:23-cv-00372-DCG.

² Application for Permission to File Electronically, *Cacho v. Am. Health Plans*, No. 3:23-cv-00372-DCG (W.D. Tex. Oct. 6, 2023), ECF No. 3.

³ See Standing Order, *In re Callier* (W.D. Tex. July 27, 2023); Standing Order, *In re Gonzalez* (W.D. Tex. July 27, 2023); Standing Order, *In re Salaiz* (W.D. Tex. Aug. 3, 2023).

The Court thus **GRANTS** Joshua Cacho's "Application for Permission to File Electronically" in *Cacho v. American Health Plans*, No. 3:23-cv-372, ECF No. 3.

The Court further **GRANTS** Mr. Cacho permission to file documents electronically not just in *American Health Plans*, but also in all other cases he is currently litigating in this Division,⁴ as well as in new cases he may file in this Division in the future.

The Court **ORDERS** Mr. Cacho to contact the Clerk's Office of this Division to **REGISTER** as a filing user and **OBTAIN** access to the Court's CM/ECF system by **November 9, 2023**. Once Mr. Cacho has done so, he will need to

- (1) **INITIATE** all new cases;
- (2) **FILE** all documents with the Court; and
- (3) **ACCEPT** service of all Court Orders and documents filed by other parties electronically through the CM/ECF system.

The Court **ADMONISHES** Mr. Cacho that his filings must comply with this Court's "Administrative Policies and Procedures for Electronic Filing in Civil and Criminal Cases" and all other applicable orders, rules, and policies.

The Court also **WARNS** Mr. Cacho that the Court reserves the right to rescind this Order and revoke his e-filing privileges at any time and for any reason, including if he abuses those privileges by filing inappropriate, unnecessarily voluminous, or otherwise unprofessional filings.

The Court also **CAUTIONS** Mr. Cacho that all deadlines in the pending cases to which he is a party remain in effect. Thus, to the extent that any of those deadlines may expire before Mr. Cacho's e-filing registration becomes effective, he will need to file any documents necessary to comply with those deadlines *via* mail or in person.

⁴ See *supra* note 1.


Finally, the Court **INFORMS** Mr. Cacho that once he becomes a registered CM/ECF user, he will **NO LONGER** receive paper copies of Court orders through the mail.


The Clerk of Court shall **RETAIN** this Order in its records and **POST** the Order on the Court's website in the same location as the Court's orders directing other frequent TCPA litigants to register for e-filing.⁵

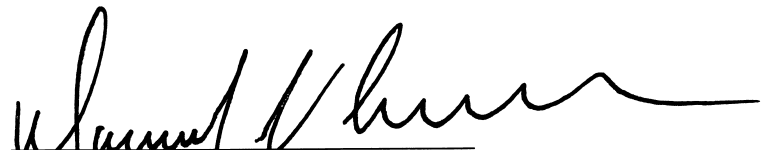
The Clerk of Court shall also **MAIL** and **EMAIL** this Order to:

So **ORDERED** and **SIGNED** this 10th day of October 2023.


KATHLEEN CARDONE
U.S. DISTRICT JUDGE


DAVID BRIONES
SENIOR U.S. DISTRICT JUDGE


FRANK MONTALVO
SENIOR U.S. DISTRICT JUDGE


DAVID C. GUADERRAMA
SENIOR U.S. DISTRICT JUDGE

⁵ See *supra* note 3.