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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JIMMIE EARL STEPHEN,

Appellant,

No. 11 MC 0037 MCE GGH PS

vs.

ALAN S. FUKUSHIMA, et al.,

Appellees.

ORDER AND
FINDINGS AND RECOMMENDATIONS

_____ /

Appellant is a state prisoner proceeding pro se with a bankruptcy action before the Ninth Circuit’s Bankruptcy Appellate Panel. The BAP has referred this matter to this district court for the limited purpose of ruling on appellant’s request for leave to proceed in forma pauperis. On June 2, 2011, appellant was ordered to file a certified copy of his prison trust account statement for the six month period immediately preceding the filing of the complaint, and an affidavit in support of his request to proceed in forma pauperis, within 21 days. Plaintiff has failed to comply with that order.

Accordingly, IT IS ORDERED that: the Clerk of the Court serve a copy of this order on the Bankruptcy Appellate Panel of the Ninth Circuit (BAP case number EC-10-1511).

IT IS HEREBY RECOMMENDED that: appellant’s request to proceed in forma pauperis be denied.

