

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TYRONE NUNN, SR.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 2:10cv338-WHA
)	(WO)
MYRON H. THOMPSON, <i>et al.</i> ,)	
)	
)	
Defendants.)	

ORDER

The plaintiff, a federal inmate incarcerated at Beaumont Medium Federal Correctional Facility, filed this *Bivens* action¹ on or around April 20, 2010. However, he has not submitted the \$350.00 filing fee, nor has he filed a motion for leave to proceed *in forma pauperis*. The plaintiff shall therefore be granted additional time to provide this court with the information necessary for a determination of whether he should be allowed to proceed *in forma pauperis* in this case.

Accordingly, it is ORDERED that:

1. On or before July 6, 2010, the plaintiff shall either submit the \$350.00 filing fee or file the appropriate affidavit in support of a motion for leave to proceed *in forma pauperis*. The plaintiff's motion for *in forma pauperis* status shall be accompanied by a prison account statement from the account clerk at Beaumont Medium Federal Correctional

¹*Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971).

Facility showing the average monthly balance in his prison account for the 6-month period immediately preceding the filing of this complaint and the average monthly deposits to his account during the past six months. The plaintiff is cautioned that his failure to comply with this order will result in a recommendation by the undersigned that this case be dismissed; and

2. The Clerk MAIL to the plaintiff a form for use in filing a motion to proceed *in forma pauperis*.

Done this 16th day of June, 2010.

/s/Susan Russ Walker
SUSAN RUSS WALKER
CHIEF UNITED STATES MAGISTRATE JUDGE