

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

DINO IACULLO,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 2:10cv589-TMH
	)	(WO)
UNITED STATES OF AMERICA,	)	
	)	
	)	
Defendants.	)	

**ORDER**

The plaintiff, a federal inmate incarcerated at Maxwell Federal Prison Camp, filed this action pursuant to the Federal Torts Claim Act, 28 U.S.C. § 1346(b), 2671-2680, on or around July 6, 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 August 9, 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 Maxwell Federal Prison Camp showing the average monthly balance in the plaintiff's prison account for the six-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 19<sup>th</sup> day of July, 2010.

/s/Terry F. Moorer  
TERRY F. MOORER  
UNITED STATES MAGISTRATE JUDGE