

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
HARRISON DIVISION

MARK JASON SEARS

PLAINTIFF

v.

Civil No. 06-3066

JIM ROSS, Berryville
Police Department

DEFENDANT

ORDER

Mark Jason Sears, currently an inmate of the Arkansas Department of Correction, has submitted for filing in this district a pro se civil rights action under 42 U.S.C. § 1983. We find the complaint should be provisionally filed prior to a determination regarding plaintiff's status as a pauper and service of process. The United States District Clerk is directed to file the complaint.

With his complaint, plaintiff submitted an *in forma pauperis* (IFP) application. However, he failed to have the certification regarding inmate funds held in his name completed. For this reason, the IFP application is being returned to him. Plaintiff is given until **November 13, 2006**, to either have the certificate portion of the IFP application completed by the appropriate detention center official and return the application to this court for review and filing or pay the \$350 filing fee. **If the plaintiff fails to return the completed IFP application or pay the \$350 filing fee by November 13, 2006, the complaint will become subject to summary dismissal for failure to obey an order of the court.**

IT IS SO ORDERED this 18th day of October 2006.

U. S. DISTRICT COURT
WESTERN DISTRICT ARKANSAS
FILED

OCT 18 2006

CHRIS R. JOHNSON, CLERK

BY

DEPUTY CLERK

Beverly Stites Jones

HON. BEVERLY STITES JONES
UNITED STATES MAGISTRATE JUDGE

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