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

JOSE LUIS GONZALEZ,

1:06-CV-0377 AWI WMW HC

Petitioner,

ORDER TO SUBMIT NEW  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS AND  
CERTIFIED COPY OF TRUST  
ACCOUNT STATEMENT **OR**  
PAY FILING FEE

vs.

L. E. SCRIBNER, Warden,

Respondent.

\_\_\_\_\_/

Petitioner, a state prisoner proceeding pro se, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 together with an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. However, petitioner's application to proceed in forma pauperis did not include the required original signature by an authorized officer of the institution of incarceration. Additionally, petitioner has not filed a certified copy of his prison trust account statement for the six month period immediately preceding the filing of the

1 petition. See 28 U.S.C. § 1915(a)(2). Petitioner will be  
2 provided the opportunity to submit a new application to proceed  
3 in forma pauperis and a certified copy of his trust account  
4 statement **or** pay the \$5.00 filing fee.

5 Accordingly, IT IS HEREBY ORDERED that:

6 1. The Clerk's Office shall send to petitioner the  
7 form for application to proceed in forma pauperis.

8 2. Within thirty days of the date of service of this  
9 order, petitioner shall submit a completed application to proceed  
10 in forma pauperis and a certified copy of his prison trust  
11 account statement for the six month period immediately preceding  
12 the filing of the petition, or in the alternative, pay the \$5.00  
13 filing fee for this action. Failure to comply with this order  
14 will result in a recommendation that this action be dismissed.

15 IT IS SO ORDERED.

16 **Dated:** April 10, 2006  
bl0dc4

/s/ William M. Wunderlich  
UNITED STATES MAGISTRATE JUDGE