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

Alwin Smith,  
Plaintiff,  
vs.  
California Substance Abuse Treatment  
Facility, et al.,  
Defendants.

No. 1:06-CV-1124--NVW

**ORDER**

Having reviewed the record, the Court determines pursuant to 28 USC 1915(e)(2)(B)(I) that, in its current status, this action lacks any arguable basis and is frivolous.

IT IS THEREFORE ORDERED that Plaintiff's *in forma pauperis* status is revoked.

DATED this 9th day of February, 2009.

  
\_\_\_\_\_  
Neil V. Wake  
United States District Judge