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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 RICKY LYNN NEWTON,

12 Petitioner,

13 vs.

14 KEN CLARK,

15 Respondent.
16 _____/

1:09-cv-00113-OWW-GSA (HC)

ORDER GRANTING MOTION
TO PROCEED IN FORMA PAUPERIS

(DOCUMENT #2)

17 Petitioner is a state prisoner proceeding with a petition for writ of habeas corpus pursuant to
18 28 U.S.C. § 2254.

19 Petitioner has filed a motion to proceed in forma pauperis and a certified copy of petitioner's
20 prison trust account statement. Examination of these documents reveals that petitioner is unable to
21 afford the costs of this action. Accordingly, the motion to proceed in forma pauperis is GRANTED.
22 See 28 U.S.C. § 1915.

23 IT IS SO ORDERED.

24 **Dated: February 4, 2009**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE