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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

JOSHUA J. CANTU,

1:09-cv-000177-GBC (PC)

Plaintiff,

ORDER GRANTING APPLICATION  
TO PROCEED IN FORMA PAUPERIS  
FOR THE PURPOSE OF SERVICE IN  
THIS ACTION AND ORDER DENYING  
OTHER MOTION AS MOOT

v.

M. GARCIA,

Defendants.

(ECF Nos. 28 & 29)

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**ORDER**

Plaintiff is a prisoner proceeding pro se pursuant to 42 U.S.C. § 1983 and has requested leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Plaintiff has made the showing required by § 1915(a). The request to proceed in forma pauperis will be granted only as to service. The granting of Plaintiff's application to proceed in forma pauperis requires that service be made by the United States Marshal. See 28 U.S.C. § 1915; Fed. R. Civ. Pro. 4(c)(3).

Plaintiff has already paid the full filing fee. Thus, it is not necessary for payments to be taken from his trust account.

In accordance with the above and good cause appearing therefore, IT IS HEREBY

1 ORDERED that:

- 2 1. Plaintiff's application to proceed in forma pauperis is GRANTED as to all  
3 service in this action;
- 4 2. Service shall be initiated through the United States Marshal; and
- 5 3. Plaintiff's second application to proceed in forma pauperis is DENIED as  
6 MOOT.

7 IT IS SO ORDERED.

8 Dated: September 2, 2011

  
UNITED STATES MAGISTRATE JUDGE

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