

UNITED STATES DISTRICT COURT OF APPEALS
EASTERN DISTRICT OF CALIFORNIA

FILED

JUL 23 2008

ANDREW CHAVEZ

Plaintiff

**APPLICATION TO PROCEED
IN FORMA PAUPERIS**

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY *[Signature]*
DEPUTY CLERK

Vs.

Case No.

STEVEN MAYBERG ET AL.

208 - CV - 1697

EFB PC

Defendant

I, Frank Enepi Sisneroz, declare that I am the Plaintiff in the above-entitled proceeding; that, in support of my request to proceed without prepayment of fees under 28 USC § 1915, I Declare that I am unable to pay the fees for these proceedings or give security thereof and that I am entitled to the relief sought in the complaint.

In support of this application, I answer the following question under penalty of perjury:

- 1. Are you currently incarcerated: Yes No **(If "No" Do Not Use This Form)**
If "Yes" state the place of your incarceration. Coalinga State Hospital.

Have the institution fill out the Certificate portion of this application and attach a certified Copy of your personal trust account statement showing transactions for the past six months.

- 2. Are you currently employed? Yes No

a. If the answer is "Yes" state the account of your pay.

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Doc. 3 Att. 1

b. If the answer is "No" state the date of your last employment, the amount of your take-home salary or Wages and pay period, and the name and address of your last employer.

3. In the past twelve months have you received any money from any of the following sources?

- a. Business, profession or other self-employment Yes No
- b. Rent payment, interest or dividends yes No
- c. Pensions, annuities or life insurance payment yes No
- d. Disability or workers compensation payment Yes No
- e. Gifts or inheritances yes No
- f. Any other sources Yes No

If the answer to any of the above is "Yes" describes by that item each source of money and state the amount Received and what you expect you will continue to receive. Please attach an additional sheet if necessary.

4. Do you cash or checking or saving account? Yes No

If "Yes" state the total amount: _____

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or other? Valuable property? Yes No

If "Yes" describe the property and state its value. _____

6. Do you have any other assts? Yes No

If "Yes" list the asset(s) and state the value of each asset listed.

7. List the persons who are dependent on you for support, state relationship to each person and indicate How much you contribute to their support.

No

I hereby authorize the agency having of me to collect from my trust account and forward to the Clerk Of United States District Court payment in accordance with 28 USC § 1915 (b) (2).

I declare under penalty of perjury that the above information is true and correct.

July 18, 2008
Date

Andrew Chavez
Signature By:

Please Take Notice of *Page v. Torrey* 201 F.3d 1136, 1137, (2000); Detainee who was civilly committed to State Hospital under California's Sexually Violent Predators Act, was not Prisoner within meaning of Prison Litigation Reform act (PLRA) and thus, he was not subject to PLRA's financial reporting and exhaustion requirements, for purposes of his application to file in form pauperis his § 1983 Civil Rights action.