

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

EDWIN MARRERO,

1:10-cv-509-LJO-MJS (PC)

Plaintiff,

ORDER GRANTING APPLICATION TO  
PROCEED IN FORMA PAUPERIS

v.

and

J. ZARAGOZA, et al.,

ORDER DIRECTING PAYMENT  
OF INMATE FILING FEE BY  
USP HAZELTON

Defendants.

(ECF No. 8)

Plaintiff is a federal prisoner proceeding pro se 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). Accordingly, the request to proceed in forma pauperis will be granted.

Plaintiff is obligated to pay the statutory filing fee of \$350.00 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff is obligated to make monthly payments in the amount of twenty percent of the preceding month's income credited to Plaintiff's trust account. The facility in which he is in custody, USP Hazelton, is required to send to the Clerk of the Court payments from plaintiff's account each time the amount in the account exceeds \$10.00 until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

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

1. Plaintiff's application to proceed in forma pauperis [ECF No. 8] is GRANTED;

1                   2. The Warden of USP Hazelton or his designee shall collect payments  
2 from Plaintiff's prison trust account in an amount equal to twenty percent (20%) of the  
3 preceding month's income credited to Prisoner's trust account and shall forward those  
4 payments to the Clerk of the Court each time the amount in the account exceeds \$10.00,  
5 in accordance with 28 U.S.C. § 1915(b)(2), until a total of \$350.00 has been collected and  
6 forwarded to the Clerk of the Court. The payments shall be clearly identified by the  
7 name and number assigned to this action.

8                   3. The Clerk of the Court is directed to serve a copy of this order and a copy of  
9 plaintiff's in forma pauperis application on the Warden of the USP Hazelton, via U.S. Postal  
10 Service.

11                  4. The Clerk of the Court is directed to serve a copy of this order on the  
12 Financial Department, U.S. District Court, Eastern District of California, Fresno Division.

13                  5. Within thirty (30) days of the date of service of this order, Plaintiff shall submit  
14 a certified copy of his/her prison trust account statement for the six-month period immediately  
15 preceding the filing of the complaint, if Plaintiff has not already done so.

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17  
18  
19 IT IS SO ORDERED.

20 Dated: July 23, 2010

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE