

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHAEL ANTHONY SILER,
Plaintiff,
v.
STATE OF CALIFORNIA, et al.,
Defendants.

1:10-cv-01548-MJS (PC)
ORDER GRANTING APPLICATION
TO PROCEED IN FORMA PAUPERIS
(ECF No. 7)

_____ /

Plaintiff is a civil detainee proceeding pro se in a civil rights action pursuant to 42 U.S.C. § 1983. Individuals detained pursuant to California Welfare and Institutions Code § 6600 *et seq.* are civil detainees and are not prisoners within the meaning of the Prison Litigation Reform Act. Page v. Torrey, 201 F.3d 1136, 1140 (9th Cir. 2000); 28 U.S.C. § 1915(a)(1).

In the instant action, Plaintiff filed an application to proceed in forma pauperis along with the appropriate supporting documentation. (ECF No. 7.) The Court has reviewed the Motion and finds that Plaintiff is unable to afford the costs of this action. Accordingly, Plaintiff's Motion to Proceed in forma pauperis is **GRANTED**.

IT IS SO ORDERED.

Dated: September 14, 2010

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE