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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

MARK A. SMITH,

Plaintiff,

v.

COALINGA STATE HOSPITAL,

Defendants.

1:10-cv-01676-AWI-SKO (PC)

ORDER GRANTING APPLICATION  
TO PROCEED IN FORMA PAUPERIS

(DOCUMENT # 2)

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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 (9<sup>th</sup> Cir. 2000)

In the instant action, plaintiff filed an application to proceed in forma pauperis. Examination of these documents reveals that plaintiff is unable to afford the costs of this action.

**Accordingly, the motion to proceed in forma pauperis is GRANTED.**

IT IS SO ORDERED.

**Dated: February 14, 2011**

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE