

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

GERRY WILLIAMS,

Plaintiff,

v.

J. RONQUILLO, et al.,

Defendants.

CASE NO. 1:11-cv-00874-SMS PC

ORDER DENYING PLAINTIFF'S MOTION TO
PROCEED IN FORMA PAUPERIS

(ECF No. 2)

FORTY-FIVE DAY DEADLINE

Plaintiff Gerry Williams ("Plaintiff") is a state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. On, May 31, 2011, Plaintiff filed an Application to Proceed In Forma Pauperis and a certified copy of his prison trust account statement. Examination of these documents reveals that Petitioner is able to afford the costs of this action. Specifically, six months prior to filing, Petitioner has had an average balance of \$1212.72 in his account. His current balance is \$735.15.

Accordingly, the motion to proceed in forma pauperis is DENIED. See 28 U.S.C. § 1915. Plaintiff is ORDERED to pay the three hundred fifty dollar (\$350.00) filing fee within forty-five (45) days of the date of service of this order. Failure to follow this order will result in a recommendation that this action be dismissed pursuant to Local Rule 110.

IT IS SO ORDERED.

Dated: June 1, 2011**/s/ Sandra M. Snyder**
UNITED STATES MAGISTRATE JUDGE