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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

HOWARD LAWRENCE TURNER,

1:11-cv-00884-SMS (PC)

Plaintiff,

ORDER TO SUBMIT APPLICATION
TO PROCEED IN FORMA PAUPERIS
OR PAY FILING FEE WITHIN 45 DAYS

vs.

R. CORTEZ, et al,

Defendants.

Plaintiff is a state prisoner proceeding pro se in a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed a motion seeking leave to proceed in forma pauperis, but the form application he submitted lacks the requisite authorization for the deduction of the filing fee from Plaintiff's trust account as funds are available. 28 U.S.C. § 1915.

Accordingly, IT IS HEREBY ORDERED that:

1. Within **forty-five (45) days** from the date of service of this order, Plaintiff shall file the attached application to proceed in forma pauperis, completed and signed, or in the alternative, pay the \$350.00 filing fee for this action;
2. **No extension of time will be granted without a showing of good cause;**
3. Within **sixty (60) days** of the date of service of this order, Plaintiff shall submit a certified copy of his prison trust statement for the six month period immediately preceding the filing of the complaint; and

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4. **The failure to comply with this order will result in dismissal of this action,
without prejudice.**

IT IS SO ORDERED.

Dated: June 3, 2011

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE