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4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE EASTERN DISTRICT OF CALIFORNIA
6

7 BRETT PASSINEAU,

1:12-cv-01894-GSA (PC)

8 Plaintiff,

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

9 vs.

10 W. OXBORROW, et al.,

11 Defendants.
12 _____/

13 Plaintiff is a state prisoner proceeding pro se in a civil rights action pursuant to 42 U.S.C. §
14 1983. Plaintiff filed the Complaint commencing this action on November 19, 2012, and submitted
15 an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. (Docs. 1, 2.) However
16 the application to proceed in forma pauperis was not submitted on the form preferred by this court.
17 Plaintiff shall be allowed time to submit the application on the appropriate form.

18 Accordingly, IT IS HEREBY ORDERED that:

19 Within forty-five (45) days of the date of service of this order, plaintiff shall submit the
20 attached application to proceed in forma pauperis, completed and signed, or in the alternative, pay
21 the \$350.00 filing fee for this action. **No requests for extension will be granted without a**
22 **showing of good cause.** Within sixty (60) days of the date of service of this order, plaintiff shall
23 submit a certified copy of his/her prison trust statement for the six month period immediately
24 preceding the filing of the complaint.

25 **Failure to comply with this order will result in dismissal of this action.**

26 IT IS SO ORDERED.

27 Dated: November 30, 2012

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE