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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 **TEODOCIO RUBIO SR.,**
12 **Plaintiff,**
13 **v.**
14 **GERNARO RAMIREZ, et al.,**
15 **Defendants.**

Case No. 1:13-cv-00199 JLT (PC)

**ORDER TO SUBMIT APPLICATION TO
PROCEED IN FORMA APUPERIS OR
PAY FILING FEE WITHIN 30 DAYS**

16 Plaintiff has not paid the \$350.00 filing fee nor submitted an application to proceed in
17 forma pauperis pursuant to 28 U.S.C. § 1915.

18 Accordingly, it is HEREBY ORDERED that:

19 1. Within thirty (30) days of the date of service of this order, Plaintiff shall either: (1)
20 pay the \$350.00 filing fee for this action; or (2) submit the attached application to proceed in
21 forma pauperis, completed and signed, along with a certified copy of his/her prison trust account
22 statement for the six month period immediately preceding the filing of the complaint.

23 2. The Clerk of the Court is directed to send Plaintiff this district's application to
24 proceed in forma pauperis.

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1 3. Plaintiff is advised that requests for extensions of time will not be granted without a
2 showing of good cause. Plaintiff is also cautioned that failure to comply with this order will
3 result in a recommendation that this action be dismissed.

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5 IT IS SO ORDERED.

6 Dated: February 15, 2013

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE