

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

STEVEN D. BROOKS,
Plaintiff,
vs.
M. CATE, et al.,
Defendants.

1:13-cv-01276 BAM (PC)

ORDER REQUIRING PLAINTIFF TO
FILE APPLICATION TO PROCEED IN
FORMA PAUPERIS OR PAY FILING FEE
WITHIN FORTY-FIVE DAYS

_____ /

Plaintiff, a prisoner proceeding pro se, filed this civil rights action pursuant to 42 U.S.C. § 1983 on August 14, 2013. Plaintiff also filed a motion for leave to proceed in forma pauperis, but the 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 \$400.00 filing fee for this action;
2. **No extension of time will be granted without a showing of good cause;** and
3. **The failure to comply with this order will result in dismissal of this action, without prejudice.**

IT IS SO ORDERED.

Dated: August 19, 2013

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE