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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 DARRELL JUNIOR LESCALLETT,) Case No.: 1:13-cv-01342-BAM (PC)
12)
13 Plaintiff,) ORDER REQUIRING PLAINTIFF TO PAY
14 v.) \$400.00 FILING FEE IN FULL OR FILE AN
15 R. DIAZ, et al.,) APPLICATION TO PROCEED IN FORMA
16 Defendants.) PAUPERIS WITHIN FORTY-FIVE DAYS
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17 Plaintiff, a state prisoner proceeding pro se, filed this civil rights action pursuant to 42 U.S.C. §
18 1983 on August 23, 2013. Plaintiff neither paid the \$400.00 filing fee nor filed an application to
19 proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Accordingly, it is HEREBY ORDERED
20 that:

21 Within forty-five (45) days from the date of service of this order, plaintiff shall either pay the
22 \$400.00 filing fee in full or file the attached application to proceed in forma pauperis, completed and
23 signed. **No requests for extension will be granted without a showing of good cause. Failure to**
24 **comply with this order will result in dismissal of this action.**

25 IT IS SO ORDERED.

26 Dated: August 28, 2013

27 /s/ Barbara A. McAuliffe
28 UNITED STATES MAGISTRATE JUDGE