

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

DARRELL JUNIOR LESCALLETT, ) Case No.: 1:13-cv-01342-BAM (PC)  
Plaintiff, )  
v. ) ORDER REQUIRING PLAINTIFF TO PAY  
R. DIAZ, et al., ) \$400.00 FILING FEE IN FULL OR FILE AN  
Defendants. ) APPLICATION TO PROCEED IN FORMA  
 ) PAUPERIS WITHIN FORTY-FIVE DAYS  
 )  
 )  
 )

Plaintiff, a state prisoner proceeding pro se, filed this civil rights action pursuant to 42 U.S.C. § 1983 on August 23, 2013. Plaintiff neither paid the \$400.00 filing fee nor filed an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Accordingly, it is HEREBY ORDERED that:

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

IT IS SO ORDERED.

Dated: **August 28, 2013**

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE