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6 **UNITED STATES DISTRICT COURT**

7 **EASTERN DISTRICT OF CALIFORNIA**

8
9 HOWARD ALLEN YOUNG,

10 Plaintiff,

11 vs.

12 M. D. BITER, et al.,

13 Defendants.
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) 1:14-cv-01942-BAM (PC)

) ORDER REQUIRING PLAINTIFF TO PAY
) \$400.00 FILING FEE IN FULL OR FILE AN
) APPLICATION TO PROCEED IN FORMA
) PAUPERIS WITHIN FORTY-FIVE DAYS

15 Plaintiff, a state prisoner proceeding pro se, filed this civil rights action pursuant to 42
16 U.S.C. § 1983 on December 5, 2014. Plaintiff neither paid the \$400.00 filing fee nor filed an
17 application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915.¹ Accordingly, it is
18 **HEREBY ORDERED** that:

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

24 Dated: **December 8, 2014**

25 /s/ *Barbara A. McAuliffe*
26 UNITED STATES MAGISTRATE JUDGE

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28 ¹ Plaintiff's concerns regarding the submission of his trust account statement by prison officials does not relieve him of the obligation to either submit an application to proceed in forma pauperis or pay the filing fee in full upon initiation of this action. (ECF No. 2, pp. 2-3.)