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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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11 HOWARD SIPE, et al.,

1:14-cv-02016-LJO-MJS (PC)

12 v.

13 Plaintiff,
14 v.
15 AUDREY KING, et al. ,
16 Defendant.ORDER FOR PLAINTIFF HOWARD SIPE
TO SUBMIT A **NON-PRISONER**
APPLICATION TO PROCEED IN FORMA
PAUPERIS **OR PAY THE \$400.00 FILING**
FEE WITHIN THIRTY DAYS

17 Plaintiff Howard Sipe is a civil detainee proceeding pro se in a civil rights action
18 pursuant to 42 U.S.C. § 1983. Individuals detained pursuant to California Welfare and
19 Institutions Code § 6600 et seq. are civil detainees and are not prisoners within the
20 meaning of the Prison Litigation Reform Act. Page v. Torrey, 201 F.3d 1136, 1140 (9th
21 Cir. 2000).

22 Plaintiff has not paid the \$400.00 filing fee, or submitted an application to proceed
23 in forma pauperis on the appropriate form pursuant to 28 U.S.C. § 1915. Accordingly, IT
24 IS HEREBY ORDERED that:

25 1. The Clerk's Office shall send to plaintiff the attached form for application to
26 proceed in forma pauperis **for a non-prisoner**;

27 2. Within thirty days of the date of service of this order, plaintiff shall submit
28 the completed and signed application to proceed in forma pauperis **for a non-prisoner**,

1 or in the alternative, pay the \$400.00 filing fee for this action. **Failure to comply with**
2 **this order will result in dismissal of this action.**

3 IT IS SO ORDERED.

4 Dated: February 10, 2015

5 /s/ *Michael J. Seng*
6 UNITED STATES MAGISTRATE JUDGE

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