

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

10 TERRANCE BUTLER, Case No. 1:14-cv-02021-SKO (PC)

11 Plaintiff,
12 v.
13 CLIFF ALLENBY, et al., ORDER DIRECTING CLERK'S OFFICE TO
SEND NON-PRISONER IFP APPLICATION
AND REQUIRING PLAINTIFF TO FILE
COMPLETED IN FORMA PAUPERIS
APPLICATION OR PAY FILING FEE
WITHIN THIRTY DAYS

14 Defendants. (Doc. 2)

17 Plaintiff Terrance Butler, a civil detainee proceeding pro se, filed this civil rights action
18 pursuant to 42 U.S.C. § 1983 on November 19, 2014. Plaintiff seeks leave to proceed in forma
19 pauperis pursuant to 28 U.S.C. § 1915(a), but he failed to fill out the application he filed with the
20 Court. (Doc. 2.)

21 While Plaintiff is not subject to the Prison Litigation Reform Act, as he argues, *Page v.*
22 *Torrey*, 201 F.3d 1136, 1140 (9th Cir. 2000), he must nevertheless file an in forma pauperis
23 application setting forth sufficient information to allow the Court to determine whether he is
24 entitled to proceed without paying the filing fee, *Andrews v. Cervantes*, 493 F.3d 1047, 1051 (9th
25 Cir. 2007); *Lister v. Dep’t of the Treasury*, 408 F.3d 1309, 1312 n. (10th Cir. 2005). Accordingly,
26 the Court HEREBY ORDERS as follows:

27 1. The Clerk's Office shall send Plaintiff a non-prisoner in forma pauperis
28 application;

2. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file a completed in forma pauperis application or pay the \$400.00 filing fee in full; and

3. The failure to comply with this order will result in dismissal of this action, without
4 prejudice.

IT IS SO ORDERED.

Dated: January 6, 2015

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE