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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GUILLERMO G. PAEZ, JR.,
Plaintiff,
v.
FRESNO COUNTY SHERIFF'S
DEPARTMENT,
Defendant.

Case No. 1:17-cv-00455-BAM (PC)
ORDER GRANTING MOTION TO
PROCEED IN FORMA PAUPERIS
(ECF No. 7)

Plaintiff Guillermo G. Paez, Jr. ("Plaintiff") is appearing pro se in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on April 3, 2017. (ECF No. 1.) That same day, Plaintiff filed a motion requesting leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. (ECF No. 2.) Plaintiff's application did not include a certified copy of Plaintiff's trust account statement for the past six months as the instructions require, nor was the certificate portion of the form dated, signed, or filled-out by an authorized officer of the correctional institution. The Court denied the motion without prejudice and ordered Plaintiff to submit a completed form within forty-five (45) days. (ECF No. 5.)

Currently before the Court is Plaintiff's renewed motion to proceed in forma pauperis. (ECF No. 7.)

Plaintiff has made the showing required by § 1915(a) and accordingly, the request to proceed in forma pauperis will be granted. Plaintiff is obligated to pay the statutory filing fee of

1 \$350.00 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff is obligated to make monthly payments
2 in the amount of twenty percent (20%) of the preceding month's income credited to Plaintiff's
3 trust account. The Sheriff of Fresno County Jail is required to send to the Clerk of the Court
4 payments from Plaintiff's trust account each time the amount in the account exceeds \$10.00, until
5 the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

6 Accordingly, IT IS HEREBY ORDERED that:

7 1. Plaintiff's application to proceed in forma pauperis (ECF No. 7) is GRANTED;

8 **2. The Sheriff of Fresno County Jail or his designee shall collect payments from**
9 **Plaintiff's prison trust account in an amount equal to twenty per cent (20%) of the**
10 **preceding month's income credited to the prisoner's trust account and shall forward**
11 **those payments to the Clerk of the Court each time the amount in the account**
12 **exceeds \$10.00, in accordance with 28 U.S.C. § 1915(b)(2), until a total of \$350.00 has**
13 **been collected and forwarded to the Clerk of the Court. The payments shall be**
14 **clearly identified by the name and number assigned to this action;**

15 3. The Clerk of the Court is directed to serve a copy of this order and a copy of
16 Plaintiff's in forma pauperis application on the Sheriff of Fresno County Jail, via the
17 court's electronic case filing system (CM/ECF); and

18 4. The Clerk of the Court is directed to serve a copy of this order on the Financial
19 Department, U.S. District Court, Eastern District of California.

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21 IT IS SO ORDERED.

22 Dated: May 8, 2017

23 /s/ Barbara A. McAuliffe
24 UNITED STATES MAGISTRATE JUDGE
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