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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

WESLEY THOMAS MURRAY
Plaintiff,
v.
MARSHA MCKAY, et al.,
Defendant.

1:17-cv-00564 MJS (PC)

**ORDER GRANTING APPLICATION TO
PROCEED IN FORMA PAUPERIS**

(ECF No. 2)

and

**ORDER DIRECTING PAYMENT
OF INMATE FILING FEE BY TUOLUMNE
COUNTY JAIL**

Plaintiff is a county jail inmate proceeding pro se pursuant to 42 U.S.C. § 1983 and has requested leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. 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 \$350.00 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff is obligated to make monthly payments in the amount of twenty percent of the preceding month's income credited to plaintiff's trust account. Tuolumne County Jail is required to send to the Clerk of the Court payments from plaintiff's account each time the amount in the account

1 exceeds \$10.00, until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

2 In accordance with the above and good cause appearing therefore, IT IS
3 HEREBY ORDERED that:

4 1. Plaintiff's application to proceed in forma pauperis is GRANTED;

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

13 3. The Clerk of the Court is directed to serve a copy of this order and a copy
14 of plaintiff's in forma pauperis application on the Sheriff of Tuolumne County Jail,
15 at 175 Yaney Avenue, Sonora, CA 95370.

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

19 5. Within sixty (60) days of the date of service of this order, plaintiff shall
20 submit a certified copy of his prison trust account statement for the six-month
21 period immediately preceding the filing of the complaint, if plaintiff has not already
22 done so.

23 IT IS SO ORDERED.

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25 Dated: May 5, 2017

26 /s/ Michael J. Seng
27 UNITED STATES MAGISTRATE JUDGE
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