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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

FRED D. MCMILLEN,

Case No. 1:17-cv-0664-SKO

Plaintiff,

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

v.

NANCY A. BERRYHILL,

(Doc. 4)

Acting Commissioner of Social Security,

Defendant.

/

**ORDER**

Plaintiff Fred D. McMillen filed a complaint on May 13, 2017, along with an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915 (Docs. 1, 2). On May 17, 2017, the Court ordered Plaintiff to file an amended application to proceed in forma pauperis that responded all questions contained on the application form. (Doc. 3.) Plaintiff filed his amended application to proceed in forma pauperis on June 1, 2017. (Doc. 4.) Plaintiff's amended application demonstrates entitlement to proceed without prepayment of fees.

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff's amended application to proceed in forma pauperis (Doc. 4) is GRANTED<sup>1</sup>;
2. The Clerk of Court is DIRECTED to issue a summons; and
3. The United States Marshal is DIRECTED to serve a copy of the complaint, summons, and this order upon the defendant as directed by the plaintiff.

IT IS SO ORDERED.

Dated: June 6, 2017

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup> Plaintiff's original application to proceed in forma pauperis (Doc. 2) is DENIED as MOOT.