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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

GERALD STEWART,  
Plaintiff,  
v.  
ADAM CHRISTIANSON, et al.,  
Defendants.

Case No.: 1:17-cv-00936-BAM (PC)  
ORDER DENYING IN FORMA PAUPERIS  
APPLICATION WITHOUT PREJUDICE  
(ECF No. 3)  
ORDER TO SUBMIT PRISONER  
APPLICATION TO PROCEED IN FORMA  
PAUPERIS OR PAY FILING FEE WITHIN  
**FORTY-FIVE (45) DAYS**

Plaintiff Gerald Stewart (“Plaintiff”) is a state prisoner proceeding pro se in this civil action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on July 7, 2017, together with a motion requesting leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. (ECF Nos. 1, 3.) On July 14, 2017, this matter was transferred from the Sacramento Division to the Fresno Division of the United States District Court for the Eastern District of California. (ECF No. 4.)

Plaintiff’s application to proceed in forma pauperis form is incomplete. Plaintiff has not signed or dated the form. In addition, there is no certified copy of Plaintiff’s trust account statement for the past six months attached to the application as the instructions require, nor is the certificate portion of the form dated, signed, or filled-out by an authorized officer of the correctional institution. Plaintiff must submit a completed form if he wishes for the application to

1 be considered.

2 Accordingly, IT IS HEREBY ORDERED as follows:

3 1. Plaintiff's motion to proceed in forma pauperis (ECF No. 3) is DENIED, without  
4 prejudice;

5 2. The Clerk of the Court is directed to serve this order and a blank IFP application  
6 for a prisoner on Plaintiff;

7 3. Within **forty-five (45) days** from the date of service of this order, Plaintiff shall  
8 file the attached application to proceed in forma pauperis, completed and signed, or in the  
9 alternative, pay the \$400.00 filing fee for this action;

10 4. No extension of time will be granted without a showing of good cause; and

11 5. **Plaintiff is warned that the failure to comply with this order will result in**  
12 **dismissal of this action, without prejudice.**

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14 IT IS SO ORDERED.

15 Dated: July 18, 2017

/s/ Barbara A. McAuliffe  
16 UNITED STATES MAGISTRATE JUDGE

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