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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

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11 RONALD J. CARROLL,

12 Plaintiff,

13 v.

14 BRANDON PRICE,

15 Defendant.

Case No. 1:17-cv-01312-BAM (PC)

ORDER GRANTING MOTION TO  
PROCEED IN FORMA PAUPERIS AS A  
NON-PRISONER

(ECF No. 6)

ORDER DENYING MOTION TO PROCEED  
IN FORMA PAUPERIS AS A PRISONER AS  
MOOT

(ECF No. 2)

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19 Plaintiff Ronald J. Carroll ("Plaintiff") is a civil detainee appearing pro se in this civil  
20 rights action pursuant to 42 U.S.C. § 1983. Individuals detained pursuant to California Welfare  
21 and Institutions Code § 6600 *et seq.* are civil detainees and are not prisoners within the meaning  
22 of the Prison Litigation Reform Act. Page v. Torrey, 201 F.3d 1136, 1140 (9th Cir. 2000).

23 Plaintiff initiated this action on October 2, 2017. That same day, Plaintiff submitted an  
24 application to proceed in forma pauperis by a prisoner. (ECF No. 2.) On October 4, 2017, the  
25 Court issued an order directing Plaintiff to either pay the \$400.00 filing fee or submit an  
26 application to proceed in forma pauperis on the appropriate form. (ECF No. 4.) Currently before  
27 the Court is Plaintiff's motion to proceed in forma pauperis as a non-prisoner, filed October 19,  
28 2017. (ECF No. 6.)

1 Examination of these documents reveals that Plaintiff is unable to afford the costs of this  
2 action. Accordingly, the motion to proceed in forma pauperis as a non-prisoner, (ECF No. 6) is  
3 GRANTED. The motion to proceed in forma pauperis by a prisoner, (ECF No. 2) is DENIED as  
4 moot.

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6 IT IS SO ORDERED.

7 Dated: October 20, 2017

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