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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PATRICK EDWARD GUY,

 Plaintiff,

 v.

JERRY BROWN, et al.,

 Defendant.

Case No.: 1:17-cv-01408 BAM (PC)

ORDER GRANTING PLAINTIFF’S MOTION
TO PROCEED IN FORMA PAUPERIS
(ECF No. 2)

ORDER DIRECTING PAYMENT OF INMATE
FILING FEE BY SHERIFF OF FRESNO
COUNTY

Plaintiff Patrick Edward Guy is a prisoner proceeding pro se pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on October 19, 2017, (ECF No. 1.) and concurrently filed a motion for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915, (ECF No. 2).

The Court finds that 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. The Sheriff of Fresno County is required to send to the Clerk of the Court payments from Plaintiff’s account each time the amount in the account exceeds \$10.00, until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

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

3 1. Plaintiff's motion to proceed in forma pauperis (ECF No. 2) is GRANTED;

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

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

14 4. The Clerk of the Court is directed to serve a copy of this order on the Financial
15 Department, U.S. District Court, Eastern District of California, Sacramento Division; and

16 5. Within **sixty (60) days** of the date of service of this order, Plaintiff shall submit a
17 certified copy of his prison trust account statement for the six-month period immediately
18 preceding the filing of the complaint.

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20 IT IS SO ORDERED.

21 Dated: October 26, 2017

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