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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ALEXIS ALFREDO ORTIZ,

Plaintiff,

v.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

Defendant.

CASE NO. 1:17-cv-01611-BAM

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

(Docs. 2, 5)

**ORDER DIRECTING PAYMENT OF
INMATE FILING FEE**

_____/

Plaintiff, a prisoner at the California Substance Abuse Treatment Facility, proceeding with counsel, filed this action requesting review of a final decision of the Commissioner of Social Security. Plaintiff 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. The California Department of Corrections 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).

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

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

1 2. **The Director of the California Department of Corrections or his designee shall**
2 **collect payments from plaintiff's prison trust account in an amount equal to twenty per cent**
3 **(20%) of the preceding month's income credited to the prisoner's trust account and shall**
4 **forward those payments to the Clerk of the Court each time the amount in the account exceeds**
5 **\$10.00, in accordance with 28 U.S.C. § 1915(b)(2), until a total of \$350.00 has been collected and**
6 **forwarded to the Clerk of the Court. The payments shall be clearly identified by the name and**
7 **number assigned to this action.**

8 3. The Clerk of the Court is directed to serve a copy of this order and a copy of plaintiff's
9 in forma pauperis application on the Director of the California Department of Corrections, via the
10 court's electronic case filing system (CM/ECF); and

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

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14 IT IS SO ORDERED.

15 Dated: February 9, 2018

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