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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RUBEN HERRERA,
Plaintiff,
v.
BRANDON PRICE, et al.,
Defendants.

Case No. 1:19-cv-01405-EPG (PC)

ORDER FOR PLAINTIFF TO SUBMIT A
NON-PRISONER APPLICATION
TO PROCEED IN FORMA PAUPERIS
OR PAY THE \$400.00 FILING FEE

THIRTY-DAY DEADLINE

Plaintiff is a civil detainee¹ proceeding *pro se* in this civil rights action filed pursuant to 42 U.S.C. § 1983.

Plaintiff has not paid the \$400.00 filing fee or submitted an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Accordingly, IT IS HEREBY ORDERED that:

1. The Clerk’s Office shall send Plaintiff the attached application to proceed in forma pauperis **for a non-prisoner**; and
2. Within thirty days of the date of service of this order, Plaintiff shall submit the completed and signed application to proceed in forma pauperis **for a non-prisoner**, or in the alternative, pay the \$400.00 filing fee for this action.

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¹ Individuals detained pursuant to California Welfare and Institutions Code § 6600 et seq. are civil detainees and are not prisoners within the meaning of the Prison Litigation Reform Act. Page v. Torrey, 201 F.3d 1136, 1140 (9th Cir. 2000).

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Failure to comply with this order may result in dismissal of this action.

IT IS SO ORDERED.

Dated: October 10, 2019

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE