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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 JOHNNY MCGEE,

12 Plaintiff,

13 v.

14 GALAGER, *et al.*,

15 Defendants.
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No. 1:21-cv-00837-HBK (PC)

ORDER GRANTING APPLICATION TO
PROCEED *IN FORMA PAUPERIS*

(Doc. No. 2)

ORDER DIRECTING PAYMENT
OF INMATE FILING FEE BY THE
WASCO STATE PRISON WARDEN

21 Plaintiff Johnny McGee, a prisoner, initiated this action on May 24, 2021 by filing a *pro*
22 *se* civil rights complaint pursuant to 42 U.S.C. § 1983. (Doc. No. 1, Complaint). Plaintiff seeks
23 leave to proceed *in forma pauperis* on his Complaint and submitted a copy of his prison trust fund
24 statement in support. (Doc. Nos. 2, 7). Plaintiff has made the requisite showing to proceed *in*
25 *forma pauperis* under § 1915(a) but remains obligated to pay the statutory filing fee of \$350.00
26 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff is compelled to make monthly payments in the
27 amount of twenty percent (20%) of the preceding month's income credited to Plaintiff's trust
28 account. 28 U.S.C. § 1915(b)(2). The Wasco State Prison Warden or his designee are required to

1 send to the Clerk of the Court payments from Plaintiff's account each time the amount in the
2 account exceeds \$10.00, until the statutory filing fee is paid in full. *Id.*

3 According, it is **ORDERED**:

- 4 1. Plaintiff's application to proceed *in forma pauperis* (Doc. No. 2) is **GRANTED**.
- 5 **2. Pursuant to 28 U.S.C. § 1915 (b)(1) the Wasco State Prison Warden or his designee**
6 **shall collect payments from Plaintiff's prison trust account in an amount equal to**
7 **twenty percent (20%) of the preceding month's income credited to Plaintiff's trust**
8 **account and shall forward those payments to the Clerk of the Court each time the**
9 **amount in the account exceeds \$10.00 until a total of \$350.00 has been collected and**
10 **forwarded to the Clerk of the Court. The payments shall be clearly identified by**
11 **Plaintiff's name and the case number assigned to this action.**
- 12 3. The Clerk of the Court is directed to serve a copy of this Order and a copy of Plaintiff's *in*
13 *forma pauperis* application (Doc. No. 2) on the Wasco State Prison located at 701
14 Scofield Avenue, Wasco, CA 93280.
- 15 4. The Clerk of the Court is directed to serve a copy of this Order on the Financial
16 Department, U.S. District Court, Eastern District of California, Sacramento Division.

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18 IT IS SO ORDERED.

19 Dated: June 7, 2021

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21 HELENA M. BARCH-KUCHTA
22 UNITED STATES MAGISTRATE JUDGE
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