UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

DEJWAN SIMMS, Plaintiff, v. EDWARDS, Defendant.	Case No. 1:22-cv-00028-BAM (PC) ORDER TO SUBMIT APPLICATION TO PROCEED *IN FORMA PAUPERIS* OR PAY FILING FEE WITHIN 45 DAYS **FORTY-FIVE (45) DAY DEADLINE**

Plaintiff Dejwan Simms ("Plaintiff") is a state prisoner proceeding *pro se* in this civil rights action under 42 U.S.C. § 1983. This action was initiated on January 6, 2022. (ECF No. 1.) Plaintiff has not paid the $402.00 filing fee or submitted an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915.

Accordingly, IT IS HEREBY ORDERED that:

Within **forty-five (45) days** of the date of service of this order, Plaintiff shall submit the attached application to proceed *in forma pauperis*, completed and signed, together with a certified copy of his inmate trust account statement, or in the alternative, pay the $402.00 filing fee for this action. **No requests for extension will be granted without a showing of good cause. Failure to comply with this order will result in dismissal of this action.**

IT IS SO ORDERED.

Dated: **January 10, 2022**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

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