IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

10 MAURICE BROWN,

11 Plaintif

Plaintiff, No. CIV S-05-1086 MCE DAD P

12 vs.

13 M. PENNER, M.D., et al.,

Defendants. ORDER

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983 together with an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Although plaintiff's in forma pauperis application includes a certificate completed by plaintiff's institution, the application does not include a certified copy of plaintiff's prison trust account statement for the six month period immediately preceding the filing of plaintiff's complaint. See 28 U.S.C. § 1915(a)(2). Plaintiff will be granted thirty days to submit a copy of his in forma pauperis application with a certified copy of his prison trust account statement.

In accordance with the above, IT IS HEREBY ORDERED that plaintiff shall submit, within thirty days after this order is filed, a copy of his in forma pauperis application that includes a certified copy of plaintiff's prison trust account statement for the six month period

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immediately preceding the filing of plaintiff's complaint. Plaintiff's failure to comply with this order or seek an extension of time to comply may result in a recommendation that this action be dismissed without prejudice. <u>See</u> Local Rule 11-110.

UNITED STATES MAGISTRATE JUDGE

DATED: June 6, 2005.

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