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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DONALD GATHRIGHT,

Plaintiff,

No. CIV S-06-1754 GEB DAD P

vs.

J. WALKER, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed a complaint for damages pursuant to 42 U.S.C. § 1983. Plaintiff has not paid the required filing fee of \$350.00 or submitted an application to proceed in forma pauperis. See 28 U.S.C. §§ 1914(a) & 1915(a). Plaintiff will be granted thirty days to pay the full amount of the filing fee or file a properly completed application to proceed in forma pauperis on the form provided with this order.

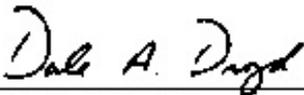
In accordance with the above, IT IS HEREBY ORDERED that:

1. Plaintiff shall submit, within thirty days from the date of this order, the \$350.00 filing fee or an application to proceed in forma pauperis on the form provided with this order; plaintiff's failure to comply with this order or seek an extension of time to do so will result in a recommendation that this action be dismissed for failure to comply with a court order; and

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1 2. The Clerk of the Court is directed to send plaintiff the form Application to
2 Proceed In Forma Pauperis By a Prisoner for use by a prisoner in a civil rights action.

3 DATED: August 15, 2006.

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6 _____
7 DALE A. DROZD
8 UNITED STATES MAGISTRATE JUDGE

7 DAD:13:bb
8 gath1754.3a

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