

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

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

LARRY GIRALDES,

No. CIV S-06-2277-MCE-CMK-P

Plaintiff,

vs.

ORDER

ROCHE, et al.,

Defendants.

_____ /

To: The California Department of Corrections and Rehabilitation
1515 S Street, Sacramento, California 95814:

Plaintiff, a state prisoner proceeding pro se and in forma pauperis, is obligated to pay the full statutory filing fee for this action. Plaintiff has been assessed an initial partial filing fee of \$21.92 for this action pursuant to 28 U.S.C. § 1915(b)(1). Upon payment of that initial partial filing fee, plaintiff will be obligated to make monthly payments in the amount of twenty percent of the preceding month's income credited to plaintiff's trust account. The agency referenced above is required to send to the Clerk of the Court the initial partial filing fee and thereafter payments from plaintiff's prison trust account each time the amount in the account exceeds \$10.00, until the statutory filing fee of \$350.00 is paid in full. See 28 U.S.C.

1 § 1915(b)(2).

2 Good cause appearing therefor, IT IS HEREBY ORDERED that:


3 1. The director of the agency referenced above, or a designee, shall collect
4 from plaintiff's prison trust account an initial partial filing fee in the amount of \$21.92 and shall
5 forward the amount to the Clerk of the Court, such payment to be clearly identified by the name
6 and number assigned to this action;

7 2. Thereafter, the director of the agency referenced above, or a designee,
8 shall collect from plaintiff's prison trust account the balance of the filing fee by collecting
9 monthly payments from plaintiff's prison trust account in an amount equal to twenty percent
10 (20%) of the preceding month's income credited to the prisoner's trust account and forwarding
11 payments to the Clerk of the Court each time the amount in the account exceeds \$10.00 in
12 accordance with 28 U.S.C. § 1915(b)(2), such payments to be clearly identified by the name and
13 number assigned to this action;

14 3. The Clerk of the Court is directed to serve a copy of this order and a copy
15 of plaintiff's signed in forma pauperis affidavit to the address shown above; and

16 4. The Clerk of the Court is further directed to serve a copy of this order on
17 the Financial Department of the court.

18
19 DATED: October 19, 2006.

20
21 
22 **CRAIG M. KELLISON**
23 UNITED STATES MAGISTRATE JUDGE
24
25
26