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

JASON D. YONAI,

Plaintiff,

No. CIV S-06-2486 DFL DAD P

vs.

THOMAS B. TEAFORD, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff has not submitted the required \$350.00 filing fee or an application to proceed with this action in forma pauperis. See 28 U.S.C. §§ 1914(a) & 1915(a). Plaintiff will be granted thirty days to pay the filing fee or submit a properly completed application to proceed in forma pauperis.

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

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

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

DATED: November 14, 2006.



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

DAD:13:bb
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