

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

HOWARD MAURICE HUDSON, Jr.,

Plaintiff,

No. CIV S-07-1384 WBS KJM P

vs.

MICHAEL SMITH, 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 a request for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. However, the certificate portion of the request which must be completed by plaintiff's institution of incarceration has not been filled out. Also, plaintiff has not filed a certified copy of his prison trust account statement for the six month period immediately preceding the filing of the complaint. See 28 U.S.C. § 1915(a)(2). Plaintiff will be provided the opportunity to submit a completed in forma pauperis application and a certified copy in support of his application.

/////  
/////  
/////

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

2 1. Plaintiff shall submit, within thirty days from the date of this order, a  
3 completed affidavit in support of his request to proceed in forma pauperis on the form provided  
4 by the Clerk of Court;

5 2. The Clerk of the Court is directed to send plaintiff a new Application to  
6 Proceed In Forma Pauperis By a Prisoner; and

7 3. Plaintiff shall submit, within thirty days from the date of this order, a certified  
8 copy of his prison trust account statement for the six month period immediately preceding the  
9 filing of the complaint. Plaintiff's failure to comply with this order will result in a  
10 recommendation that this action be dismissed without prejudice.

11 DATED: July 26, 2007.

12   
13 U.S. MAGISTRATE JUDGE

14 /ke  
15 huds1384.3c+new

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26