Case 2:07-cv-01473-LKK-DAD Page 1 of 2 Document 4 Filed 08/01/2007 1 2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA LAWRENCE BIRKS, 10 11 Plaintiff, No. CIV S-07-1473 LKK DAD P 12 VS. 13 ROBERT SANTOS, 14 Defendant. **ORDER** 15 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant 16 17 to 42 U.S.C. § 1983 together with a request for leave to proceed in forma pauperis. Plaintiff has 18 not submitted his in forma pauperis request on a proper form. 19 Plaintiff's request for leave to proceed in forma pauperis will be denied, and 20 plaintiff will be granted thirty days to submit a new request on a proper form. Plaintiff is 21 cautioned that the form includes a section that must be completed by a prison official, and the 22 application form must be accompanied by a certified copy of plaintiff's prison trust account 23 statement for the six-month period immediately preceding the filing of this action. 24 Accordingly, IT IS HEREBY ORDERED that: 25 1. Plaintiff's July 23, 2007 request for leave to proceed in forma pauperis is denied without prejudice; 26

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2.	The Clerk of the Court is	directed to send plaintiff	an Application to	Proceed
In Forma Pauper	is By a Prisoner for use in a	a civil rights action; and		

3. Plaintiff shall submit, within thirty days from the date of this order, a properly completed application to proceed in forma pauperis on the form provided with this order; plaintiff is cautioned that 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 without prejudice.

DATED: August 1, 2007.

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DALE A. DROZD UNITED STATES MAGISTRATE JUDGE

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