

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

10 NICOLA C. BUCCI,

Plaintiff, No. CIV S-08-2351 EFB P

VS.

13 | PATRICK CLANCY,

ORDER

Defendant.

Plaintiff is a state prisoner proceeding without counsel and *in forma pauperis* in an action
under 42 U.S.C. § 1983. This proceeding was referred to this court by Local Rule
2 pursuant to 28 U.S.C. § 636(b)(1). Pursuant to 28 U.S.C. § 1915(b)(1), plaintiff must
pay \$350 filing fee required by 28 U.S.C. § 1914(a). No initial payment has been assessed.
However, plaintiff must make monthly payments of 20 percent of the preceding month's income
credited to his trust account. 28 U.S.C. § 1915(b)(2). The agency having custody of plaintiff is
ordered to forward payments from plaintiff's account to the Clerk of the Court each time the
amount in the account exceeds \$10 until the filing fee is paid.

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1 The Clerk of the Court shall serve a copy of this order and a copy of plaintiff's *in forma*
2 *pauperis* application upon the Director of the California Department of Corrections and
3 Rehabilitation and deliver a copy of this order to the Clerk's financial division.

4 So ordered.

5 Dated: April 14, 2009.

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7 EDMUND F. BRENNAN
8 UNITED STATES MAGISTRATE JUDGE

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