

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROD IRELAND,

Plaintiff,

v.

RON MARSH and SOLANO
COUNTY JAIL SHERIFF GARY
STANTON,

Defendants.

NO. CV-08-2628-RHW

**ORDER GRANTING
APPLICATION TO PROCEED *IN*
FORMA PAUPERIS AND
DIRECTING INSTITUTION TO
CALCULATE, COLLECT, AND
FORWARD PAYMENT**

After review of Plaintiff's application to proceed *in forma pauperis*, **IT IS ORDERED:**

(1) Plaintiff has submitted a declaration that makes the showing required by 28 U.S.C. § 1915(a). Accordingly, Plaintiff's application to proceed *in forma pauperis* is **GRANTED**.

(2) Plaintiff is required to pay the statutory filing fee of \$350.00 for this action. 28 U.S.C. § 1914(a), 1915(b)(1). An initial partial filing fee of 20 percent of the greater of (A) the average monthly deposits to the inmate's account; or (B) the average monthly balance in the inmate's account for the six-month period immediately preceding the filing of his complaint. 28 U.S.C. § 1915(b)(1). By separate order, the court will direct the appropriate agency to collect the initial partial filing fee from Plaintiff's trust account and forward it to the Clerk of the

**ORDER GRANTING APPLICATION TO PROCEED *IN FORMA*
PAUPERIS AND DIRECTING INSTITUTION TO CALCULATE,
COLLECT, AND FORWARD PAYMENT ~ 1**

1 Court. Thereafter, Plaintiff will be obligated for monthly payments of twenty
2 percent of the preceding month's income credited to Plaintiff's prison trust
3 account. These payments will be forwarded by the appropriate agency to the Clerk
4 of the Court each time the amount in Plaintiff's account exceeds \$10.00, until the
5 filing fee is paid in full. 28 U.S.C. § 1915(b)(2). Each payment should be
6 accompanied by Plaintiff's name and the cause number for this action.

7 **IT IS SO ORDERED.** The District Court Executive is directed to enter
8 this Order and forward a copy to Plaintiff.

9 **DATED** this 17th day of May, 2010.

10
11 *s/Robert H. Whaley*
12 **ROBERT H. WHALEY**
13 United States District Judge
14
15
16

17 C:\WINDOWS\Temp\notes101AA1\IFP.wpd
18
19
20
21
22
23
24
25
26
27
28