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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 DOUGLAS J. WINSTON,

No. CIV S-08-3140-CMK-P

12 Plaintiff,

13 vs.

ORDER

14 JAMES TILTON, et al.,

15 Defendants.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant
18 to 42 U.S.C. § 1983. Pending before the court is plaintiff's request for leave to proceed in forma
19 pauperis (Doc. 2). Plaintiff's complaint will be addressed separately.

20 Plaintiff has submitted a declaration that makes the showing required by 28
21 U.S.C. § 1915(a). The request to proceed in forma pauperis will, therefore, be granted.

22 Accordingly, IT IS HEREBY ORDERED that:

23 1. Plaintiff's motion for leave to proceed in forma pauperis (Doc. 2) is
24 granted;

25 2. Plaintiff is required to pay the full statutory filing fee of \$350.00 for this
26 action pursuant to 28 U.S.C. §§ 1914(a) and 1915(b)(1);

3. No initial partial filing fee will be assessed pursuant to 28 U.S.C. § 1915(b)(1); and

4. Plaintiff will be obligated for monthly payments of twenty percent of the preceding month's income credited to plaintiff's inmate trust account, such payments to be forwarded by the appropriate agency to the Clerk of the Court each time the amount in plaintiff's account exceeds \$10.00, until the statutory filing fee is paid in full, pursuant to 28 U.S.C. § 1915(b)(2).

DATED: January 14, 2009


CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE