

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

MAILLARD L. KING,

Plaintiff, No. CIV S-09-0118 DAD P

VS.

SOLANO STATE PRISON MEDICAL
FACILITY,

Defendant. ORDER

16 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant
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.

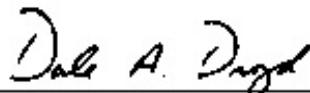
Accordingly, IT IS HEREBY ORDERED that:

25 1. Plaintiff's July 23, 2008 request for leave to proceed in forma pauperis
26 (Docket No. 6) is denied without prejudice;

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

3 3. Plaintiff shall submit, within thirty days from the date of this order, a properly
4 completed application to proceed in forma pauperis on the form provided with this order;
5 plaintiff is cautioned that failure to comply with this order or seek an extension of time to do so
6 will result in a recommendation that this action be dismissed without prejudice.

7 DATED: January 16, 2009.

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9

10 DALE A. DROZD
11 UNITED STATES MAGISTRATE JUDGE

12 DAD:mp
13 king0118.3d