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

10 DURAN D. DEWITT,

11 Plaintiff,

No. CIV S-09-0880 DAD P

12 vs.

13 SACRAMENTO POLICE
14 DEPARTMENT, et al.,

15 Defendants.

ORDER

16 Plaintiff, currently confined at the Rio Cosumnes Correctional Center ("RCCC"),
17 is proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. Although plaintiff
18 has filed an application to proceed in forma pauperis, plaintiff's application does not include a
19 certified copy of plaintiff's trust account statement for the six-month period immediately
20 preceding the filing of the complaint in this action or an RCCC official's certification. See 28
21 U.S.C. § 1915(a)(2). Plaintiff's incomplete application will be denied with leave to file a
22 properly completed application to proceed in forma pauperis.

23 Accordingly, IT IS HEREBY ORDERED that:

24 1. Plaintiff's motion to proceed in forma pauperis (Doc. No. 2) is denied without
25 prejudice;

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1 2. Plaintiff shall submit, within thirty days from the date of this order a properly
2 completed in forma pauperis application that includes a certified copy of plaintiff's trust account
3 statement for the six-month period immediately preceding the filing of the complaint in this
4 action and an RCCC official's certification; plaintiff is cautioned that failure to comply with this
5 order or seek an extension of time to do so will result in a recommendation that this action be
6 dismissed without prejudice; and

7 3. The Clerk of the Court is directed to send plaintiff an Application to Proceed
8 In Forma Pauperis By a Prisoner for use in a civil rights action.

9 DATED: September 4, 2009.

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DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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