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

10 MARIO NAVARRO,

11 Plaintiff,

No. CIV S-09-1878 DAD P

12 vs.

13 DEBRA HERDON, et al.,

14 Defendants.

ORDER

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

23 In accordance with the above, IT IS HEREBY ORDERED that:

24 1. Plaintiff's July 9, 2009 motion to proceed in forma pauperis (Doc. No. 3) is
25 denied without prejudice;

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

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

DATED: July 16, 2009.

Dale A. Drozd
DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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