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

TIMOTHY THOMPSON,
Plaintiff,

No. CIV S-09-1918-CMK-P

vs.

ORDER

RUSSELL W. MILLER, JR, et al.,
Defendants.

_____ /

Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. Pending before the court is plaintiff’s request for leave to proceed in forma pauperis (Docs. 2, 6). Plaintiff’s complaint will be addressed separately.

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

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff’s motion for leave to proceed in forma pauperis (Docs. 2, 6) is granted;
2. Plaintiff is required to pay the full statutory filing fee of \$350.00 for this action pursuant to 28 U.S.C. §§ 1914(a) and 1915(b)(1);

1 3. An initial partial filing fee of \$81.05 will be assessed by this order
2 pursuant to 28 U.S.C. § 1915(b)(1);

3 4. By separate order, the court will direct the appropriate agency to collect
4 the initial partial filing fee from plaintiff's trust account and forward it to the Clerk of the Court;
5 and

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

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13 DATED: August 18, 2009

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15 **CRAIG M. KELLISON**
16 UNITED STATES MAGISTRATE JUDGE
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