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

10 WILBUR PITTMAN,

11 Plaintiff,

No. CIV S-09-2315 KJM P

12 vs.

13 WILLIAM H. KANNDEY, et al.,

14 Defendants.

ORDER

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16 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant  
17 to 42 U.S.C. § 1983. Plaintiff has not, however, filed an in forma pauperis affidavit or paid the  
18 required filing fee. See 28 U.S.C. §§ 1914(a), 1915(a). Plaintiff will be provided the  
19 opportunity either to submit the appropriate affidavit in support of a request to proceed in forma  
20 pauperis or to submit the appropriate filing fee.

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

22 1. Plaintiff shall submit, within thirty days from the date of this order, an  
23 affidavit in support of his request to proceed in forma pauperis on the form provided by the Clerk  
24 of Court, or the appropriate filing fee; plaintiff's failure to comply with this order will result in  
25 the dismissal of this action; and

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1                   2. The Clerk of the Court is directed to send plaintiff a new Application to  
2 Proceed In Forma Pauperis By a Prisoner.

3 DATED: September 10, 2009.

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6 U.S. MAGISTRATE JUDGE

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