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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	EDWARD ANTONIO BATTISTE,
11	Plaintiff, No. CIV S-09-2782 DAD P
12	VS.
13	DUEL VOCATIONAL INSTITUTION et al.,
14	Defendants. ORDER
15	/
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.
24	Accordingly, IT IS HEREBY ORDERED that:
25	1. Plaintiff's October 6, 2009 motion for leave to proceed in forma pauperis
26	(Doc. No. 2) is denied without prejudice;
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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: October 14, 2009.
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9	Dale A. Droget
10	UNITED STATES MAGISTRATE JUDGE
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12	ball2/82.5d
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