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

SCOTT M. VOGELSANG

Plaintiff,

No. 2:09-cv-02885 JAM KJN

vs.


LAURA ZINE et al.,

Defendants.

ORDER

Presently before this court is defendant Vicki Bennett's application to proceed without payment of fees under 28 U.S.C. § 1915. (Dkt. Nos. 40, 43.) Because defendant is currently under no obligation to prepay any filing fees, the court DENIES her application for in forma pauperis status without prejudice.

DATED: April 29, 2010

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE