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

ANISHA WASHINGTON,

Plaintiff,

No. CIV S-10-186 FCD KJM

vs.

CALIFORNIA DEPARTMENT
OF EDUCATION,

Defendant.

ORDER AND

FINDINGS AND RECOMMENDATIONS

_____ /
This action was filed January 22, 2010. On that date plaintiff filed a motion to proceed in forma pauperis. By order filed June 11, 2010, this matter was referred to the undersigned for the limited purpose of ruling on the motion to proceed in forma pauperis.

Plaintiff has submitted the affidavit required by § 1915(a) showing that plaintiff is unable to prepay fees and costs or give security for them. Accordingly, the request to proceed in forma pauperis will be granted. 28 U.S.C. § 1915(a).

The complaint alleges plaintiff is homeless and entitled to residential placement for emotionally disturbed special education students. Given the exigent circumstances alleged in the complaint, it appears that service on the defendants should be ordered forthwith and the matter set for status conference. The matter will be referred back to the District Judge for that purpose.

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In accordance with the above, IT IS HEREBY ORDERED that plaintiff's motion to proceed in forma pauperis (docket no. 3) is granted; and

IT IS HEREBY RECOMMENDED that the district court order service on defendants forthwith and set this matter for status conference.

DATED: June 17, 2010.



U.S. MAGISTRATE JUDGE