

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

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

FIDEL PADILLA,

Plaintiff,

No. CIV S-10-0239 FCD EFB P

vs.

ROOTER, et al.,

Defendants.

ORDER

\_\_\_\_\_/

Plaintiff is a state prisoner proceeding without counsel and in forma pauperis in an action brought under 42 U.S.C. § 1983. This proceeding was referred to this court by Local Rule 302 pursuant to 28 U.S.C. § 636(b)(1). Pursuant to 28 U.S.C. § 1915(b)(1), plaintiff must pay the \$350 filing fee required by 28 U.S.C. § 1914(a). Plaintiff has been assessed an initial payment of \$9.25. Thereafter, plaintiff must make monthly payments of 20 percent of the preceding month's income credited to his trust account. 28 U.S.C. § 1915(b)(2). The agency having custody of plaintiff is required to forward payments from plaintiff's account to the Clerk of the Court each time the amount in the account exceeds \$10 until the filing fee is paid.

///  
///  
///

1           The Clerk of the Court shall serve a copy of this order and a copy of plaintiff's in forma  
2 pauperis application upon the Director of the California Department of Corrections and  
3 Rehabilitation and deliver a copy of this order to the Clerk's financial division.

4           So ordered.

5 Dated: July 20, 2010.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26