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

JAMES BILBREY,

Plaintiff,

No. CIV S-10-0896 EFB P

vs.

ARAMARK, et al.,

Defendants.

ORDER

_____ /

Plaintiff is confined in a county jail and is proceeding without counsel in an action brought under 42 U.S.C. §1983.

To proceed with a civil action a plaintiff must pay the \$350 filing fee required by 28 U.S.C. § 1914(a) or request leave to proceed *in forma pauperis* and submit the affidavit and trust account statement required by 28 U.S.C. § 1915(a).

Plaintiff has neither paid the fee nor submitted a proper application for leave to proceed *in forma pauperis*.

Accordingly, plaintiff has 30 days from the date of service of this order to submit either the filing fee or the application required by § 1915(a). The Clerk of the Court is directed to mail


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1 to plaintiff a form application for leave to proceed *in forma pauperis*. Failure to comply with
2 this order will result in a recommendation that this action be dismissed.

3 So ordered.

4 DATED: April 21, 2010.


5 EDMUND F. BRENNAN
6 UNITED STATES MAGISTRATE JUDGE

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