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

JOHN ROBERTS DEMOS,

Plaintiff,

No. CIV S-10-1003 KJM P

vs.

UNITED STATES OF AMERICA, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983 together with a request for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. However, on October 30, 2000, plaintiff was found to be barred from proceeding in forma pauperis under 28 U.S.C. § 1915(g) unless he alleges imminent danger of serious physical injury. See CIV-S-00-0456 GEB PAN P. He alleges no such danger here.

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Therefore, IT IS HEREBY ORDERED that:

1. Plaintiff's application to proceed in forma pauperis is denied; and
2. Plaintiff shall pay the \$350.00 filing fee for this action within twenty-one days.

Failure to pay the filing fee within twenty-one days will result in dismissal of this action.

DATED: May 19, 2010.



U.S. MAGISTRATE JUDGE

1/md
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