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

DONALD M. BURTON,

Plaintiff,

No. CIV S-10-1279 DAD

v.

MICHAEL J. ASTRUE,  
Commissioner of Social Security,

ORDER

Defendant.

\_\_\_\_\_ /

Plaintiff has requested authority under 28 U.S.C. § 1915 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.

In accordance with the above, IT IS HEREBY ORDERED that:

1. Plaintiff's request to proceed in forma pauperis is granted.
2. The Clerk of the Court is directed to serve the undersigned's scheduling order in social security cases.
3. The Clerk of the Court is further directed to serve a copy of this order on the United States Marshal.

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1           4. Within fifteen days from the date of this order, plaintiff shall submit to the  
2 United States Marshal a completed summons, four copies of the complaint, and a copy of the  
3 scheduling order. Within five days after such submission, plaintiff shall file a notice advising the  
4 court of the date upon which the documents were submitted to the United States Marshal.

5           5. The United States Marshal is directed to serve all process without prepayment  
6 of costs not later than sixty days from the date of this order. Service of process shall be  
7 completed by delivering a copy of the summons and complaint to the United States Attorney for  
8 the Eastern District of California, and by sending a copy of the summons and complaint by  
9 registered or certified mail to the Attorney General of the United States at Washington, D.C. See  
10 Fed. R. Civ. P. 4(i)(1)(A) & (B). The United States Marshal shall also send a copy of the  
11 summons and complaint by registered or certified mail to the Commissioner of Social Security,  
12 c/o Office of General Counsel, 6401 Security Boulevard, Room 611, Altmeyer Building,  
13 Baltimore, MD 21235. See Fed. R. Civ. P. 4(i)(2).

14 DATED: May 25, 2010.

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DALE A. DROZD  
UNITED STATES MAGISTRATE JUDGE

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