

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

DAVID WESLEY BIRRELL,
aka BELLA-CHRISTINA BIRRELL, No. CIV S-10-1707-CMK-F

Plaintiff,

ORDER

KEITH HARLAN KNAUF, et al.,

Defendants.

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18 Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42
19 U.S.C. § 1983. Pending before the court is plaintiff's request for leave to proceed in forma
20 pauperis (Doc. 2). Plaintiff's complaint will be addressed separately.

21 Plaintiff has submitted a declaration that makes the showing required by 28
22 U.S.C. § 1915(a). The request to proceed in forma pauperis will, therefore, be granted.

24 1. Plaintiff's motion for leave to proceed in forma pauperis (Doc. 2) is
25 granted;

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1 2. Plaintiff is required to pay the full statutory filing fee of \$350.00 for this
2 action pursuant to 28 U.S.C. §§ 1914(a) and 1915(b)(1);

3 3. No initial partial filing fee will be assessed pursuant to 28 U.S.C.
4 § 1915(b)(1); and

5 4. Plaintiff will be obligated for monthly payments of twenty percent of the
6 preceding month's income credited to plaintiff's inmate trust account, such payments to be
7 forwarded by the appropriate agency to the Clerk of the Court each time the amount in plaintiff's
8 account exceeds \$10.00, until the statutory filing fee is paid in full, pursuant to 28 U.S.C.
9 § 1915(b)(2).

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11 DATED: July 13, 2010

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13 **CRAIG M. KELLISON**
14 **UNITED STATES MAGISTRATE JUDGE**