

1  
2  
3  
4  
5  
6  
7  
8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
10

11 DAVID WESLEY BIRRELL,  
12 aka BELLA-CHRISTINA BIRRELL,

No. CIV S-10-1707-CMK-P

13 Plaintiff,

14 vs.

ORDER

15 KEITH HARLAN KNAUF, et al.,

16 Defendants.  
17 \_\_\_\_\_/

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.

23 Accordingly, IT IS HEREBY ORDERED that:

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

26 ///

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).

10  
11 DATED: July 13, 2010

12   
13 **CRAIG M. KELLISON**  
14 UNITED STATES MAGISTRATE JUDGE  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26