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

IQTADAR AHMED,

Plaintiff,

No. CIV S-10-3069 GEB EFB PS

vs.

SAN JOAQUIN REGIONAL  
RAIL COMMISSION,

ORDER

Defendant.

\_\_\_\_\_/

This case, in which plaintiff is proceeding *in propria persona*, was referred to the undersigned pursuant to 28 U.S.C. § 636(b)(1) and Eastern District of California Local Rule 302(c)(21). Plaintiff requests authority to proceed in this Title VII action *in forma pauperis*, and has submitted an affidavit which demonstrates that plaintiff is unable to prepay fees and costs or give security thereof. Dckt. No. 2. Accordingly, the request to proceed *in forma pauperis* will be granted. *See* 42 U.S.C. § 2000e-5(f)(1) (“Upon application by the complainant and in such circumstances as the court may deem just, the court may appoint an attorney for such complainant and may authorize the commencement of the action without the payment of fees, costs, or security.”). Plaintiff will not be required to pay the filing fee and the U.S. Marshal will be directed to effect service of process in this action. *See* Fed. R. Civ. P. 4(c)(3).

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1 Accordingly, good cause appearing, IT IS HEREBY ORDERED that:

2 1. Plaintiff's request to proceed *in forma pauperis*, Dckt. No. 2, is granted.

3 2. The Clerk of the Court is directed to issue forthwith all process pursuant to Federal  
4 Rule of Civil Procedure 4.

5 3. The Clerk of Court shall send plaintiff two USM-285 forms, one summons, a copy of  
6 the complaint, this court's scheduling order, and the forms providing notice of the magistrate  
7 judge's availability to exercise jurisdiction for all purposes and the court's voluntary dispute  
8 resolution program.

9 4. Plaintiff is advised that the U.S. Marshal will require:

10 a. One completed summons;

11 b. One completed USM-285 form for each defendant;

12 c. A copy of the complaint for each defendant, with an extra copy for the U.S.  
13 Marshal; and,

14 d. A copy of this court's scheduling order and related documents for each  
15 defendant.


16 5. Plaintiff shall supply the United States Marshal, within 14 days from the date this  
17 order is filed, all information needed by the Marshal to effect service of process, and *shall,*  
18 *within 14 days thereafter, file a statement with the court that said documents have been*  
19 *submitted to the United States Marshal.*

20 6. The U.S. Marshal shall serve process, with copies of this court's scheduling order and  
21 related documents, within 90 days of receipt of the required information from plaintiff, without  
22 prepayment of costs. *The United States Marshal shall, within 14 days thereafter, file a statement*  
23 *with the court that said documents have been served.* If the U.S. Marshal is unable, for any  
24 reason, to effect service of process on any defendant, the Marshal shall promptly report that fact,  
25 and the reasons for it, to the undersigned.

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1           7. The Clerk of Court shall serve a copy of this order on the United States Marshal, 501  
2 "I" Street, Sacramento, CA 95814 (tel. 916-930-2030).

3 DATED: November 23, 2010.

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5 EDMUND F. BRENNAN  
6 UNITED STATES MAGISTRATE JUDGE  
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