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

WILLIE WEAVER,

Plaintiff,

No. CIV S-11-0179 EFB P

vs.

RIO CONSUMNES CORRECTIONAL  
CENTER,

Defendant.

ORDER

\_\_\_\_\_/

Plaintiff, a prisoner without counsel, has filed a complaint alleging civil rights violations.  
*See* 42 U.S.C. §1983.

To proceed with a civil action a plaintiff must pay the \$350 filing fee required by 28 U.S.C. § 1914(a) or request leave to proceed *in forma pauperis* and submit the affidavit and trust account statement required by 28 U.S.C. § 1915(a).

Plaintiff has neither paid the fee nor submitted a proper application for leave to proceed *in forma pauperis*.

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1           Accordingly, plaintiff has 30 days from the date of service of this order to submit either  
2 the filing fee or the application required by § 1915(a). The Clerk of the Court is directed to mail  
3 to plaintiff a form application for leave to proceed in forma pauperis. Failure to comply with this  
4 order will result in a recommendation that this action be dismissed.

5           So ordered.

6 Dated: January 28, 2010.

  
7 EDMUND F. BRENNAN  
8 UNITED STATES MAGISTRATE JUDGE  
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