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

ROBERT ELLIS,

Plaintiff,

No. 2:11-cv-0363 KJN (TEMP) P

vs.

RICK HILL, Warden, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding without counsel, has filed a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff has not, however, filed a properly completed in forma pauperis affidavit or paid the required filing fee. See 28 U.S.C. §§ 1914(a), 1915(a). Therefore, plaintiff will be provided the opportunity either to submit a complete affidavit in support of a request to proceed in forma pauperis or to submit the appropriate filing fee.

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

1. Plaintiff’s February 9, 2011 application to proceed in forma pauperis is denied;
2. Plaintiff shall submit, within thirty days from the date of this order, an affidavit

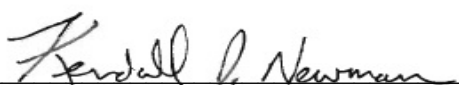
in support of his request to proceed in forma pauperis on the form provided by the Clerk of Court, or the appropriate filing fee; plaintiff’s failure to comply with this order will result in the dismissal of this action; and

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3. The Clerk of the Court is directed to send plaintiff a new Application to

Proceed In Forma Pauperis By a Prisoner.

DATED: February 15, 2011


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

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