

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

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

FLOYD FUENTES,

Plaintiff,

No. 2:12-cv-0573 JFM (PC)

vs.

T. YOUNG, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983. On July 9, 2012, plaintiff was directed to pay the filing fee or submit an application to proceed in forma pauperis. Plaintiff has now filed a request for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. Plaintiff has not, however, filed a certified copy of his prison trust account statement for the six month period immediately preceding the filing of the complaint and obtained the certification required on the application form. See 28 U.S.C. § 1915(a)(2). Plaintiff will be provided the opportunity to submit the completed application and the certified copy in support of his application to proceed in forma pauperis.

/////
/////
/////

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

2 1. Plaintiff's August 13, 2012 motion to proceed in forma pauperis is denied
3 without prejudice;

4 2. Plaintiff shall submit, within thirty days from the date of this order, a certified
5 copy of his prison trust account statement for the six month period immediately preceding the
6 filing of the complaint and the certification required on the application form. Plaintiff's failure
7 to comply with this order will result in a recommendation that this action be dismissed without
8 prejudice.

9 3. The Clerk of the Court is directed to send plaintiff a new Application to
10 Proceed In Forma Pauperis By a Prisoner.

11 DATED: August 30, 2012.

12
13 
14 UNITED STATES MAGISTRATE JUDGE

15 /p014;fuen0573.3e
16
17
18
19
20
21
22
23
24
25
26