

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

11 GREGORY E. HOWARD,

12 Plaintiff,

13 v.

14 TIME V. VIRGA, Warden, et al.,

15 Defendants.
16

No. 2:13-cv-1523 KJN P

ORDER

17 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42
18 U.S.C. § 1983, together with a request for leave to proceed in forma pauperis pursuant to 28
19 U.S.C. § 1915. However, the certificate portion of the request which must be completed by
20 plaintiff's institution of incarceration has not been filled out. Also, plaintiff has not filed a
21 certified copy of his prison trust account statement for the six month period immediately
22 preceding the filing of the complaint.¹ See 28 U.S.C. § 1915(a)(2). Accordingly, plaintiff will be
23 provided the opportunity to submit a completed in forma pauperis application and a certified copy
24 in support of his application.

25 ///

26 ///

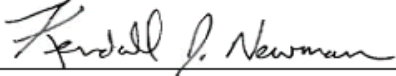
27 _____
28 ¹ Plaintiff provided a copy of his trust account statement, but it was for 2011 and was not
certified by prison officials.

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
27
28

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

1. Plaintiff shall submit, within thirty days from the date of this order, a completed affidavit in support of his request to proceed in forma pauperis on the form provided by the Clerk of Court;
2. The Clerk of the Court is directed to send plaintiff a new Application to Proceed In Forma Pauperis By a Prisoner; and
3. Plaintiff shall submit, within thirty days from the date of this order, a certified copy of his prison trust account statement for the six month period immediately preceding the filing of the complaint. Plaintiff's failure to comply with this order will result in a recommendation that this action be dismissed without prejudice.

Dated: August 2, 2013


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

howa1523.3c+