

1 account statement (or institutional equivalent) for the prisoner for the 6-month period
2 immediately preceding the filing of the complaint . . . , obtained from the appropriate official of
3 each prison at which the prisoner is or was confined.” In order to proceed, plaintiff must either
4 pay the filing fee or comply with the in forma pauperis statute.

5 Until plaintiff submits a complaint and either pays the filing fee or meets the requirements
6 of 28 U.S.C. § 1915(a), there simply is no case before the court.

7 Accordingly, it hereby is ORDERED that:

8 1. The Clerk of the Court shall send to plaintiff the form complaint and application for
9 leave to proceed in forma pauperis used in this court.

10 2. Within 30 days of the date of this order, plaintiff shall either pay the \$400 filing fee or
11 submit a complete application for leave to proceed in forma pauperis; and

12 3. Within 30 days of the date of this order, plaintiff shall submit a complaint stating the
13 nature of the action and his belief that he is entitled to redress. Failure to comply with this order
14 may result in a recommendation that this action be dismissed.

15 DATED: September 26, 2013.

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17 EDMUND F. BRENNAN
18 UNITED STATES MAGISTRATE JUDGE

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