1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 CLETE REO HART, No. 2:13-cv-2582 DAD P 12 Plaintiff. 13 v. ORDER 14 HALEY, et al., 15 Defendants. 16 17 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 18 U.S.C. § 1983. Plaintiff has not paid the required filing fee of \$350.00 or filed an application to 19 proceed in forma pauperis. See 28 U.S.C. §§ 1914(a) & 1915(a). Plaintiff will be granted thirty 20 days to pay the filing fee in full or submit a properly completed application to proceed in forma 21 pauperis. 22 Plaintiff is cautioned that the in forma pauperis application form includes a section that 23 must be completed by a prison official, and the form must be accompanied by a certified copy of 24 plaintiff's prison trust account statement for the six-month period immediately preceding the 25 filing of this action. 26 In accordance with the above, IT IS HEREBY ORDERED that: 27 1. Plaintiff shall submit, within thirty days from the date of this order, either the \$350.00

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with this order; plaintiff is cautioned that failure to comply with this order or seek an extension of time to do so will result in a recommendation that this action be dismissed without prejudice; and

2. The Clerk of the Court is directed to send plaintiff an Application to Proceed In Forma Pauperis By a Prisoner for use in a civil rights action.

Dated: December 19, 2013

DAL

UNITED STATES MAGISTRATE JUDGE

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