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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

PATRICK TENERELLI,
Plaintiff,
v.
SHASTA COUNTY JAIL, et al.,
Defendants.

No. 2:14-cv-553-WBS-EFB P

ORDER

Plaintiff, a county inmate without counsel, has filed a complaint alleging civil rights violations pursuant to 42 U.S.C. § 1983. He has submitted an “affidavit for waiver of government claims filing fee,” but has not submitted an affidavit for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915(a)(1). Nor has he submitted a certified trust account statement.

Section 1915(a)(2) requires “a prisoner seeking to bring a civil action without prepayment of fees or security therefor, in addition to filing the affidavit filed under paragraph (1), shall submit a certified copy of the trust fund account statement (or institutional equivalent) for the prisoner for the 6-month period immediately preceding the filing of the complaint . . . , obtained from the appropriate official of each prison at which the prisoner is or was confined.” Plaintiff has not submitted a certified copy of his trust account statement or the institutional equivalent.

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1 He may comply with this requirement by having prison officials complete the “Certificate”
2 portion of the form application for leave to proceed in forma pauperis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. Plaintiff has 30 days from the date this order is served to submit the required affidavit
5 and trust account statement. Failure to comply with this order may result dismissal of
6 this case.
- 7 2. The Clerk of the court is directed to send to plaintiff a new form Application to
8 Proceed In Forma Pauperis by a Prisoner.
- 9 3. The Clerk of the Court shall amend the title to docket entry number 9, as it is not a
10 “first amended complaint.” Rather, it is a collection of exhibits, including an affidavit
11 for a waiver of fees.
- 12 4. The Clerk of the Court shall amend the title to docket entry number 8 (or otherwise
13 disregard the filing), as it is not a clear indication of plaintiff’s consent to the
14 jurisdiction of a magistrate judge, and plaintiff previously declined to consent to such
15 jurisdiction. *See* ECF No. 5.

16 Dated: April 8, 2014.

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18 EDMUND F. BRENNAN
19 UNITED STATES MAGISTRATE JUDGE
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