

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

11 DESHONE SMITH,

12 Plaintiff,

13 v.

14 K. DICKSON, et al.,

15 Defendants.
16

No. 2:14-cv-3002 CKD P

ORDER

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, however, filed an in forma pauperis affidavit or paid the
19 required filing fee of \$350.00 plus the \$50.00 administrative fee.¹ See 28 U.S.C. §§ 1914(a),
20 1915(a). Plaintiff will be provided the opportunity either to submit the appropriate affidavit in
21 support of a request to proceed in forma pauperis or to submit the required fees totaling \$400.00.

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

23 1. Plaintiff shall submit, within thirty days from the date of this order, an affidavit in
24 support of his request to proceed in forma pauperis on the form provided by the Clerk of Court, or
25 the required fees in the amount of \$400.00; plaintiff's failure to comply with this order will result
26

27 ¹ If leave to file in forma pauperis is granted, plaintiff will still be required to pay the filing fee
28 but will be allowed to pay it in installments. Litigants proceeding in forma pauperis are not
required to pay the \$50.00 administrative fee.

1 in a recommendation that this action be dismissed; and

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

4 Dated: January 13, 2015



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

9 2/kly
10 smit3002.3a