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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 GARY DALE BARGER,
12 Plaintiff,

13 v.

14 CDCR,
15 Defendants.
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No. 2:15-cv-0221 CKD P

ORDER

17 Plaintiff, a state prisoner proceeding pro se, has filed what the court construes as an action
18 for violation of civil rights pursuant to 42 U.S.C. § 1983. Plaintiff has not, however, filed a
19 request to proceed in forma pauperis or paid the required filing fee of \$350.00 plus the \$50.00
20 administrative fee.¹ See 28 U.S.C. §§ 1914(a), 1915(a). Good cause appearing, IT IS HEREBY
21 ORDERED that:

22 1. Plaintiff shall submit, within thirty days from the date of this order, a request to
23 proceed in forma pauperis on the form provided by the Clerk of Court, or the required fees in the
24 amount of \$400.00; plaintiff's failure to comply with this order will result in a recommendation
25 that this action be dismissed; and
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 2. The Clerk of the Court is directed to send plaintiff a new Application to Proceed In
2 Forma Pauperis By a Prisoner.

3 Dated: February 2, 2015



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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9 barg0221.3a