3 UNITED STATES DISTRICT COURT	
9 FOR THE EASTERN DISTRICT OF CALIFORNIA	
ERNESTO BERRERA,	No. 2:15-cv-0610-KJM-EFB P
Plaintiff,	
v.	<u>ORDER</u>
J. SIVYER, et al.,	
Defendants.	
Plaintiff is a state prisoner proceeding without counsel and in forma pauperis in an action	
brought under 42 U.S.C. § 1983. This proceeding was referred to this court by Local Rule 302	
pursuant to 28 U.S.C. § 636(b)(1).	
Pursuant to 28 U.S.C. § 1915(b)(1), p	laintiff must pay the \$350 filing fee required by 28
U.S.C. § 1914(a). Plaintiff is assessed an init	tial partial filing fee of 20 percent of the greater of
(a) the average monthly deposits to plaintiff's	s trust account; or (b) the average monthly balance in
plaintiff's account for the six-month period in	mmediately preceding the filing of the complaint. 28
U.S.C. § 1915(b)(1). Thereafter, plaintiff mu	ist make monthly payments of 20 percent of the
preceding month's income credited to his tru	st account. 28 U.S.C. § 1915(b)(2).
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	FOR THE EASTERN ERNESTO BERRERA, Plaintiff, v. J. SIVYER, et al., Defendants. Plaintiff is a state prisoner proceeding brought under 42 U.S.C. § 1983. This proceed pursuant to 28 U.S.C. § 636(b)(1). Pursuant to 28 U.S.C. § 1915(b)(1), p U.S.C. § 1914(a). Plaintiff is assessed an ini (a) the average monthly deposits to plaintiff' plaintiff's account for the six-month period in U.S.C. § 1915(b)(1). Thereafter, plaintiff mu preceding month's income credited to his tru /////

1	The agency having custody of plaintiff is required to forward to the Clerk of the Court the
2	initial partial filing fee, if funds exist, as well as payments from plaintiff's account each time the
3	amount in the account exceeds \$10, until the filing fee is paid. Id.
4	The Clerk of the Court shall serve a copy of this order and a copy of plaintiff's in forma
5	pauperis application upon the Director of the California Department of Corrections and
6	Rehabilitation and deliver a copy of this order to the Clerk's financial division.
7	So ordered.
8	Dated: January 27, 2016.
9	EĎMUND F. BŘĚNNAN UNITED STATES MAGISTRATE JUDGE
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