

1 In addition, a plaintiff must pay the \$400 filing fee required by 28 U.S.C. § 1914(a) or
2 request leave to proceed in forma pauperis and submit the affidavit and trust account statement
3 required by 28 U.S.C. § 1915(a). Section 1915(a)(2) requires “a prisoner seeking to bring a civil
4 action without prepayment of fees or security therefor, in addition to filing the affidavit filed
5 under paragraph (1), shall submit a certified copy of the trust fund account statement (or
6 institutional equivalent) for the prisoner for the 6-month period immediately preceding the filing
7 of the complaint . . . , obtained from the appropriate official of each prison at which the prisoner
8 is or was confined.” To proceed with a civil action, Mr. Dixon must either pay the filing fee or
9 comply with the requirements set forth in the in forma pauperis statute.

10 Until Mr. Dixon submits a complaint and either pays the filing fee or meets the
11 requirements of 28 U.S.C. § 1915(a), there simply is no case before the court.

12 Accordingly, it hereby is ORDERED that:

- 13 1. The Clerk of the Court shall send to Mr. Dixon the form complaint and application for
14 leave to proceed in forma pauperis used in this court;
- 15 2. Within 30 days of the date of this order, Mr. Dixon shall either pay the \$400 filing fee
16 or submit a complete application for leave to proceed in forma pauperis; and
- 17 3. Within 30 days of the date of this order, Mr. Dixon shall submit a complaint stating the
18 nature of the action and his belief that he is entitled to redress. Failure to comply with this order
19 may result in dismissal.

20 DATED: July 15, 2015.

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22 EDMUND F. BRENNAN
23 UNITED STATES MAGISTRATE JUDGE
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