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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CARMEN POLITO,
Plaintiff,
v.
UNKNOWN,
Defendant.

No. 2:16-cv-0431 CKD P

ORDER

Plaintiff, a state prisoner, has filed a letter in which he complains about conditions of confinement. No pleadings have been filed. In order to commence an action, plaintiff must file a complaint as required by Rule 3 of the Federal Rules of Civil Procedure, and plaintiff must either pay the required filing fee or file an application requesting leave to proceed in forma pauperis.¹ See 28 U.S.C. §§ 1914(a), 1915(a). The court will not issue any orders granting or denying relief until an action has been properly commenced.

Good cause appearing, IT IS HEREBY ORDERED that:

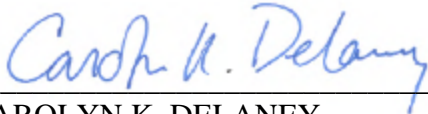
1. Plaintiff is granted thirty days to file a complaint that complies with the requirements of the Civil Rights Act, the Federal Rules of Civil Procedure, and the Local Rules of Practice. The complaint must bear the docket number assigned this case.

¹ If leave to file in forma pauperis is granted, plaintiff will still be required to pay the filing fee but will be allowed to pay it in installments.

1 2. Plaintiff shall also submit, within thirty days, the application to proceed in forma
2 pauperis on the form provided by the Clerk of Court, or the filing fee in the amount of \$400.00.²
3 Plaintiff's failure to comply with this order will result in dismissal.

4 3. The Clerk of the Court is directed to send plaintiff the court's form for filing a civil
5 rights action, and the application to proceed in forma pauperis by a prisoner.

6 Dated: March 4, 2016

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8 _____
9 CAROLYN K. DELANEY
10 UNITED STATES MAGISTRATE JUDGE

11 1/mp
12 poli0431.noc

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28 ² The \$400.00 is comprised of the \$350.00 filing fee and a \$50.00 administrative fee. If plaintiff is granted leave to proceed in forma pauperis, plaintiff is not required to pay the \$50.00 administrative fee.