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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHNNY HEARNE,
Plaintiff,
v.
J. MA, et al.,
Defendants.

No. 2:16-cv-1775-EFB P

ORDER

Plaintiff is a state prisoner proceeding without counsel in an action brought under 42 U.S.C. § 1983. To proceed with a civil action a plaintiff must pay the \$400 filing fee required by 28 U.S.C. § 1914(a) or request leave to proceed in forma pauperis and submit the affidavit and trust account statement required by 28 U.S.C. § 1915(a). Plaintiff has neither paid the fee nor submitted a proper application for leave to proceed in forma pauperis.¹

Accordingly, plaintiff has 30 days from the date of service of this order to submit either the filing fee or the application required by § 1915(a). The Clerk of the Court is directed to mail


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¹ Plaintiff submitted a trust account statement, but it was neither certified nor accompanied by the required affidavit.

1 to plaintiff a form application for leave to proceed in forma pauperis. Failure to comply with this
2 order will result in dismissal of this action.

3 So ordered.

4 Dated: August 8, 2016.


EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE

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