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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

WALTER LANGSTON,  
  
                                  Plaintiff,  
  
          v.  
  
CALIFORNIA DEPARTMENT OF  
CORRECTIONS AND  
REHABILITATION, et al.,  
  
                                  Defendants.

No. 2:16-cv-2255 DB P

ORDER

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983. On the form complaint, plaintiff identifies the California Department of Corrections and Rehabilitation, and Warden Robert Fox and Correctional Officer Blackford, both of the California Medical Facility in Vacaville, as defendants. However, in the description of his claim, plaintiff alleges violations of his civil rights by an Officer Molina at Valley State Prison. If plaintiff wishes to seek relief from Warden Fox and Officer Blackford, he must specifically allege what they have done. If plaintiff wishes to seek relief from Officer Molina and/or others at Valley State Prison, then he must identify those people as defendants. In addition, any civil rights action regarding alleged violations that took place at Valley State Prison, which is in Madera County, should be filed in the Fresno Division of the United States District Court for the Eastern District of California. See Local Rule 120(d).

1 Plaintiff has not paid the required filing fee of \$350.00 plus the \$50.00 administrative fee  
2 nor has he filed an application to proceed in forma pauperis. See 28 U.S.C. §§ 1914(a) & 1915(a).  
3 If plaintiff wishes to proceed with a civil rights action, he must pay the filing fee in full or submit  
4 a properly completed application to proceed in forma pauperis.

5 Plaintiff is cautioned that the in forma pauperis application form includes a section that  
6 must be completed by a prison official, and the form must be accompanied by a certified copy of  
7 plaintiff's prison trust account statement for the six-month period immediately preceding the  
8 filing of this action.

9 Good cause appearing, IT IS HEREBY ORDERED that:

- 10 1. If plaintiff wishes to seek relief against defendants at the California Medical Facility in  
11 Vacaville, plaintiff shall file an amended complaint in this case within thirty (30) days  
12 of the date of this order. Plaintiff's failure to do so will result in dismissal of this case.
- 13 2. If plaintiff wishes to seek relief against defendants at Valley State Prison, he shall  
14 amend his complaint to identify those defendants and file it in the Fresno Division at  
15 the following address:

16 United States District Court  
17 Eastern District of California  
2500 Tulare Street  
18 Fresno, CA 93721

- 19 3. When plaintiff files his amended complaint, he shall submit to the appropriate court  
20 either the \$350.00 filing fee plus the \$50.00 administrative fee or a properly completed  
21 application to proceed in forma pauperis on the form provided with this order; plaintiff  
22 is cautioned that failure to comply with this order or seek an extension of time to do so  
23 will result in dismissal of this action without prejudice; and

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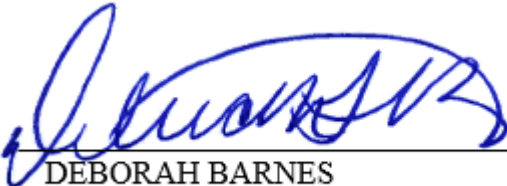
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4. The Clerk of the Court is directed to send plaintiff an Application to Proceed In Forma Pauperis By a Prisoner for use in a civil rights action.

Dated: September 28, 2016



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DEBORAH BARNES  
UNITED STATES MAGISTRATE JUDGE

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DLB:1/prisoner-civil rights/lang2255.am