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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DONALD EUGENE MCKNIGHT,  
Plaintiff,  
v.  
UNKNOWN,  
Defendants.

No. 2:16-cv-2312 KJN P

ORDER

Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff has not, however, filed an application to proceed in forma pauperis.<sup>1</sup> See 28 U.S.C. §§ 1914(a), 1915(a). Therefore, plaintiff will be provided the opportunity either to submit the appropriate affidavit in support of a request to proceed in forma pauperis or to submit the required fees totaling \$400.00.

Plaintiff has provided a certified trust account statement. (ECF No. 7.)

Plaintiff is cautioned that failure to provide the application form or pay the filing fee will result in the dismissal of this action.

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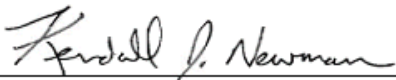
<sup>1</sup> If leave to file in forma pauperis is granted, plaintiff will still be required to pay the filing fee but will be allowed to pay it in installments. Litigants proceeding in forma pauperis are not required to pay the \$50.00 administrative fee.

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In accordance with the above, IT IS HEREBY ORDERED that:

1. Plaintiff shall submit, within thirty days from the date of this order, an affidavit in support of his request to proceed in forma pauperis on the form provided by the Clerk of Court, or the required fees in the amount of \$400.00; plaintiff's failure to comply with this order will result in the dismissal of this action; and
2. The Clerk of the Court is directed to send plaintiff a new Application to Proceed In Forma Pauperis By a Prisoner.

Dated: December 2, 2016

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

/mckn2312.3a