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8   UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

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11   ROBERTA BARNETT,   No. 2:17-cv-1517 TLN CKD

12   Plaintiff,

13   v.   ORDER

14   CALIFORNIA DEPARTMENT OF
      MOTOR VEHICLES,
15
                Defendant.
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18   Plaintiff is proceeding through counsel. Plaintiff filed an initial motion and affidavit to

19   proceed in forma pauperis on July 21, 2017. (ECF No. 2.) On July 25, 2017, this court denied

20   plaintiff's motion to proceed in forma pauperis.[1] (ECF No. 4.) Plaintiff has now submitted a new

21   motion and affidavit to proceed in forma pauperis, revising her income to reflect what plaintiff

22   receives in disability, rather than the wages she was receiving before February of this year. (ECF

23   No 5 at 1.) Plaintiff explained that she "was working until February 22, 2017 and then went on

24   disability." (Id.) According to this revised affidavit, plaintiff's annual take-home income is

25   calculated at $18,768. (Id.) According to the 2017 federal poverty guidelines issued by the U.S.

26   Department of Health and Human Services, a yearly income of $20,420 is the poverty threshold

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28   [1] The district judge assigned to this action referred plaintiff's application to proceed in forma
      pauperis to the undersigned.

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for a family of three. Accordingly, plaintiff has submitted an affidavit making the showing required by 28 U.S.C. § 1915(a)(1). Therefore, the request to proceed in forma pauperis will be granted.

Good cause appearing, IT IS ORDERED that:

1. This court's order denying plaintiff's request for leave to proceed in forma pauperis (ECF No. 4) is vacated; plaintiff's amended request for leave to proceed in forma pauperis (ECF No. 5) is granted.

2. The matter is referred back to the assigned district judge for further proceedings.

Dated: July 27, 2017

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CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE