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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GARY R. SWINHART,
Plaintiff,
v.
ANDREW M. SAUL,
Commissioner of Social Security,
Defendant.

No. 2:20-cv-01955 CKD

ORDER

Plaintiff has requested authority under 28 U.S.C. § 1915 to proceed in forma pauperis. Plaintiff has submitted the affidavit required by § 1915(a) showing that plaintiff is unable to prepay fees and costs or give security for them. Accordingly, the request to proceed in forma pauperis will be granted. 28 U.S.C. § 1915(a).

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

1. Plaintiff's request to proceed in forma pauperis (ECF No. 2) is granted.
2. The Clerk of the Court is further directed to serve a copy of this order on the United States Marshal.
3. Within fourteen days from the date of this order, plaintiff shall submit to the United States Marshal a completed summons and copies of the complaint and to file a statement with the court that said documents have been submitted to the United States Marshal.

1 4. The United States Marshal is directed to serve all process without prepayment of costs
2 not later than sixty days from the date of this order. Service of process shall be completed by
3 delivering a copy of the summons and complaint to the United States Attorney for the Eastern
4 District of California, and by sending a copy of the summons and complaint by registered or
5 certified mail to the Attorney General of the United States at Washington, D.C. See Fed. R. Civ.
6 P. 4(i)(1)(A) & (B). The Marshal shall also send a copy of the summons and complaint by
7 registered or certified mail to the Commissioner of Social Security, c/o Office of the General
8 Counsel, Region IX, 160 Spear Street, Suite 800, San Francisco, CA 94105-1545. See Fed. R.
9 Civ. P. 4(i)(2).

10 5. The parties are hereby notified that, after service of the complaint, this action will be
11 stayed pursuant to General Order Number 615, and there will be no scheduling order or deadlines
12 in effect pending further order of the court. See E.D. Cal. G.O. No. 615, Paragraphs 6,10.

13 6. The Clerk is directed to issue the Consent/Decline forms only. Pursuant to General
14 Order Number 615, no Briefing Schedule shall issue.

15 Dated: October 14, 2020

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18 CAROLYN K. DELANEY
19 UNITED STATES MAGISTRATE JUDGE
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