

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FILED

SEP 5 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN BOUTTE

Plaintiff(s),
(Petitioner)

Case No. CV 08-02641

v.

BYRON J. BAHR

Defendant(s),
(Respondent)

ORDER RE APPLICATION
TO PROCEED
IN FORMA PAUPERIS

ORIGINAL

IT IS ORDERED that the application to proceed in forma pauperis is GRANTED and that the Clerk issue summons.

IT IS FURTHER ORDERED that the U.S. Marshal for the Northern District of California serve, without prepayment of fees, a copy of the complaint, any amendments, scheduling orders, attachments, plaintiff's affidavit and this order upon the defendant. *Chryler*
Financial only

IT IS ORDERED that the application to proceed in forma pauperis is DENIED, and that the filing fee of \$350.00 be paid no later than . Failure to pay the filing fee by that date will result in dismissal of the above-entitled action without prejudice. The plaintiff is hereby apprised of his/her responsibility to serve the complaint and any amendments, scheduling orders, attachments, pursuant to Rule 4, Federal Rules of Civil Procedure. Plaintiff has a continuing obligation to keep the Court informed of his or her current address. Failure to do so may result in dismissal of this action.

IT IS ORDERED that the application to proceed in forma pauperis is DENIED and that plaintiff is further ordered to make partial payment of the filing fee in the amount of \$ by

DATED: 5 Sept 08

Bernard Zimmerman
Bernard Zimmerman
United States Magistrate Judge

Copies Mailed to
Parties of Record

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JOHN BOUTTE,
Plaintiff,

Case Number: CV08-02641 BZ

CERTIFICATE OF SERVICE

v.

BYRON J. BAHR et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on September 5, 2008, I SERVED a true and correct copy(ies) of the attached **ORDER RE APPLICATION TO PROCEED IN FORMA PAUPERIS**, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

John Boutte
225 Berry Street
Apt. 303
San Francisco, CA 94107

Dated: September 5, 2008

Richard W. Wieking, Clerk
By: Rose Maher, Deputy Clerk


