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E-FILED - 8/2/10

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JASON WILBERT JOHNSON,)
)
 Plaintiff,)
)
 v.)
)
 LLOYD THOMPSON, et al.,)
)
 Defendants.)
 _____)

No. C 10-2373 RMW (PR)
ORDER GRANTING LEAVE
TO PROCEED IN FORMA
PAUPERIS

Plaintiff, housed at Pelican Bay State Prison in Crescent City, California, filed a pro se civil rights complaint pursuant to 42 U.S.C. § 1983. Plaintiff’s motion to proceed in forma pauperis is GRANTED. The total filing fee that ultimately will be due is \$ 350.00. The initial partial filing fee due at this time is \$ 2.00. This initial fee shall be paid **within thirty (30) days** of the date this order is filed. Funds for the filing fee will be taken from income to plaintiff’s account in accordance with 28 U.S.C. § 1915(B)(1). A copy of this order and the attached instructions will be sent to plaintiff, the prison trust account office, and the court’s financial office.

IT IS SO ORDERED.

DATED: 7/30/10



RONALD M. WHYTE
United States District Judge

1
2 **UNITED STATES DISTRICT COURT**
3 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

4 **INSTRUCTIONS FOR PAYMENT OF PRISONER'S FILING FEE**

5 The prisoner shown as the plaintiff or petitioner on the attached order has filed a civil action in
6 forma pauperis in this court and owes to the court a filing fee. Pursuant to 28 U.S.C. § 1915, the
7 fee is to be paid as follows:

8 The initial partial filing fee listed on the attached order should be deducted by the prison
9 trust account office from the prisoner's trust account and forwarded to the clerk of the
10 court as the first installment payment on the filing fee. This amount is twenty percent of
11 the greater of (a) the average monthly deposits to the prisoner's account for the 6-month
12 period immediately preceding the filing of the complaint/petition or (b) the average
13 monthly balance in the prisoner's account for the 6-month period immediately preceding
14 the filing of the complaint/petition.

15 Thereafter, on a monthly basis, 20 percent of the preceding month's income credited to
16 the prisoner's trust account should be deducted and forwarded to the court each time the
17 amount in the account exceeds ten dollars (\$10.00). The prison trust account office
18 should continue to do this until the filing fee has been paid in full.

19 If the prisoner does not have sufficient funds in his/her account to pay the initial partial filing
20 fee, the prison trust account office should forward the available funds, and carry the balance
21 forward each month until the amount is fully paid.

22 If the prisoner has filed more than one complaint, (s)he is required to pay a filing fee for each
23 case. The trust account office should make the monthly calculations and payments for each case
24 in which it receives an order granting in forma pauperis and these instructions.

25 **The prisoner's name and case number must be noted on each remittance.** The initial partial
26 filing fee is due **within thirty days** of the date of the attached order. Checks should be made
27 payable to Clerk, U.S. District Court and sent to Prisoner Accounts Receivable, U.S. District
28 Court, 450 Golden Gate Avenue, Box 36060, San Francisco, CA 94102.

cc: Plaintiff/Petitioner
Finance Office