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**\*\* E-filed September 9, 2010 \*\***

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

BRIAN CHENG,

No. C10-03605 HRL

Plaintiff,

**INTERIM ORDER RE:  
APPLICATION TO PROCEED IN  
FORMA PAUPERIS**

v.

MICHAEL J. ASTURE,

**[Re: Docket No. 2]**

Defendant.

\_\_\_\_\_/

Before the Court is plaintiff Brian Cheng's Application to Proceed In Forma Pauperis. However, the Court cannot make a determination on his application at this time because it fails to include the amounts Plaintiff receives in relation to his worker's compensation payments and personal injury settlement as well as the amount of any cash on hand. If Plaintiff wishes to have the Court consider his application further, he must submit a new application that includes the missing information by **September 28, 2010**.

**IT IS SO ORDERED.**

Dated: September 9, 2010

  
\_\_\_\_\_  
HOWARD R. LLOYD  
UNITED STATES MAGISTRATE JUDGE

**United States District Court**  
For the Northern District of California

1 **C10-03605 HRL Notice will be sent by alternative means to:**

2 Dolly Marlo Trompeter  
3 D.M. Trompeter, Esq.  
4 2261 Market Street  
#185  
San Francisco, CA 94114-1600

5 **Counsel are responsible for distributing copies of this document to co-counsel who have not**  
6 **registered for e-filing under the court's CM/ECF program.**

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