


1 have any other checking, savings, money market or CD accounts. Therefore, the Court **GRANTS**
2 Plaintiff's motion, and further finds that Plaintiff's Complaint is not subject to *sua sponte*
3 dismissal pursuant to 28 U.S.C. § 1915(e)(2)(B).

4 Accordingly, the Court hereby **ORDERS** as follows:

- 5 1. The Clerk of Court shall file the Complaint without prepayment of the filing fee.
- 6 2. The Clerk shall issue a summons for Defendants City of San Diego Police Department
7 and Christopher Luth, and forward it to Plaintiff.
- 8 3. Plaintiff shall serve upon Defendants or, if appearance has been entered by counsel,
9 upon Defendants' counsel, a copy of every pleading or other document submitted for consideration
10 of the Court. Plaintiff shall include with the original paper to be filed with the Clerk of the Court a
11 certificate stating the manner in which a true and correct copy of any document was served on
12 Defendants or counsel of Defendants and the date of service. Any paper received by a district
13 judge or magistrate judge which has not been filed with the Clerk or which fails to include a
14 certificate of service will be disregarded by the Court.

15 **IT IS SO ORDERED.**

16
17 DATED: May 17, 2011


Hon. Michael M. Anello
United States District Judge