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9 UNITED STATES DISTRICT COURT  
10 SOUTHERN DISTRICT OF CALIFORNIA

11 John Henry YABLONSKY,  
12 Plaintiff,  
13 v.  
14 CALIFORNIA DEPARTMENT OF  
15 CORRECTIONS & REHABILITATION,  
16 et al.,  
17 Defendants.

Case No.: 18-cv-1122-AGS

**ORDER DENYING REQUEST TO  
WAIVE DEPOSITION FEES AND  
COSTS (ECF 95)**

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19 Plaintiff's request to waive deposition fees and costs, including transcription costs,  
20 is denied. Prisoners proceeding *pro se* and *in forma pauperis* under 28 U.S.C. § 1915 may  
21 use any discovery method set forth in the Federal Rules of Civil Procedure. However,  
22 28 U.S.C. § 1915 "does not extend to the cost of taking and transcribing a deposition."  
23 *Starkey v. Hernandez*, No. 317CV01158JLSKSC, 2018 WL 2441554, at \*1 (S.D. Cal. May  
24 31, 2018) (citation omitted); *see also Arellano v. Hodge*, No. 14-CV-590 JLS (JLB), 2018  
25 WL 637854, at \*3 (S.D. Cal. Jan. 30, 2018) ("§ 1915 does not authorize or require federal  
26 courts to finance or subsidize a civil action by paying fees or other costs associated with  
27 the litigation."). Therefore, plaintiff "must bear the costs of recording the . . . deposition as  
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1 well as transcribing the deposition.” *Golez v. Potter*, No. 09-CV-965 AJB WMC, 2011 WL  
2 3021045, at \*1 (S.D. Cal. July 21, 2011).

3 Dated: January 25, 2021

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6 Hon. Andrew G. Schopler  
7 United States Magistrate Judge  
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