

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 78-cv-01065-JLK

TERRANCE MARIONEAUX, et al, (re: JUSTIN RUEB)

Plaintiffs,

v.

COLORADO STATE PENITENTIARY, et al,

Defendants.

ORDER TO CURE DEFICIENCY

Kane, Senior Judge

Interested Party, Justin Rueb, submitted a Notice of Appeal on February 8, 2010. The court has determined that the document is deficient as described in this order. Interested Party will be directed to cure the following if he wishes to pursue this appeal.

(A) Filing Fee

X is not submitted

(B) Motion and Affidavit for Leave to Proceed on Appeal Pursuant to 28 U.S.C. § 1915 and Fed. R. App. P. 24:

X is not submitted
— is missing affidavit
— is missing certified copy of prisoner's trust fund statement for the 6-month period immediately preceding this filing
— is missing required financial information
— is missing an original signature by the prisoner
— is not on proper form (must use the court's current form)
— other _____

Accordingly, it is

ORDERED that Interested Party cure the deficiencies designated above within 30 days

from the date of this order. Any papers that Interested Party filed in response to this order must include the civil action number on this order. It is

FURTHER ORDERED that the Clerk of the Court mail to Interested Party, together with a copy of this order, an original and one copy of the following forms: Motion and Affidavit for Leave to Proceed on Appeal Pursuant to 28 U.S.C. § 1915 and Fed. R. App. P. 24. It is

FURTHER ORDERED that, if Interested Party fails to cure the designated deficiencies within 30 days from the date of this order, the court of appeals will be so notified.

DATED at Denver, Colorado this 9th day of February, 2010.

BY THE COURT:

s/John L. Kane
SENIOR U.S. DISTRICT JUDGE