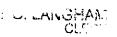
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

APR 2 0 2006



Civil Action No. 06 - CV - 00762-BMB

(The above civil action number must appear on all future papers sent to the court in this action. Failure to include this number may result in a delay in the consideration of your claims.)

ERIC ALAN WEBB.

Plaintiff,

٧.

DON TANNER, (Sgt), Individual and Offical [sic] Capacity,
TONY CAROCHI, (Warden), Individual and Offical [sic] Capacity,
KENT JOHNSON, (Capt), Individual and Offical [sic] Capacity,
LT. LINGRICH, (L.t. Seg), Individual and Offical [sic] Capacity,
LT. PADILLA, (Shift Commander), Individual and Offical [sic] Capacity, and
DR. McGLAUGHLIN, (Medical Doc), Individual and Offical [sic] Capacity,

Defendants.

ORDER DIRECTING CLERK TO COMMENCE CIVIL ACTION AND DIRECTING PLAINTIFF TO CURE DEFICIENCY

Plaintiff has submitted a Prisoner's Motion and Affidavit for Leave to Proceed

Pursuant to 28 U.S.C. §1915, a Prisoner Complaint, a Motion for Plaintiffs [sic] Request
for Leave Pursuant to Rule 35, and an Order to Show Cause for a Temporary

Restraining Order and Injunction. The court has determined that the documents are
deficient as described in this order. Notwithstanding the deficiencies, the clerk of the
court will be directed to commence a civil action. Plaintiff will be directed to cure the
following if he wishes to pursue his claims. Any papers which the Plaintiff files in
response to this order must include the civil action number on this order.

28 U.S.C. § 1915 Motion and Affidavit:		
(1)	_	is not submitted
(2)		is missing affidavit
(3)	<u>X</u>	is missing certified copy of prisoner's trust fund statement for the 6-month period immediately preceding this filing (Account statement submitted is not certified by a prison official.)
(4)		is missing required financial information
(5)		is missing an original signature by the prisoner
(6)		is not on proper form (must use the court's current form)
(7)	_	names in caption do not match names in caption of complaint, petition or habeas application
(8)	_	An original and a copy have not been received by the court. Only an original has been received.
(9)	_	other
Com	plaint,	Petition or Application:
(10)		is not submitted
(11)		is not on proper form (must use the court's current form)
(12)		is missing an original signature by the prisoner
(13)		is missing page nos
(14)		uses et al. instead of listing all parties in caption
(15)	_	An original and a copy have not been received by the court. Only an original has been received.
(16)		Sufficient copies to serve each defendant/respondent have not been received by the court.
(17)		names in caption do not match names in text
(18)	_	other
Acco	dingly,	it is
	ORD	ERED that the clerk of the court commence a civil action in this matter. It is

ORDERED that the clerk of the court commence a civil action in this matter. It is

FURTHER ORDERED that the Plaintiff cure the deficiencies designated above

within thirty (30) days from the date of this order. Any papers which the Plaintiff

files in response to this order must include the civil action number on this order. It is

FURTHER ORDERED that, if the Plaintiff fails to cure the designated deficiencies within thirty (30) days from the date of this order, the complaint and the

action will be dismissed without further notice. The dismissal shall be without prejudice.

DATED at Denver, Colorado, this 18 day of 4 day of 4.

BY THE COURT:

United States Magistrate Judge

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

CERTIFICATE OF MAILING

Civil Action No. $06 - CV - 00762^{-\beta NB}$

Eric A. Webb Reg. No. 83582 Buena Vista Corr. Facility PO Box 2017 Buena Vista, CO 81211

I hereby certify that I have mailed a copy of the **ORDER** to the above-named individuals on 4720-66

GREGORY C. LANGHAM, CLERK

Deputy Clerk