

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

VICTOR CHARLES ZERBY,
Plaintiff,

vs.

3:09cv284/LAC/MD

WALTER A. MCNEIL, et al.,
Defendants.

ORDER

This cause is before the court upon plaintiff filing a civil rights complaint under 42 U.S.C. § 1983 (doc. 1) and a motion to proceed *in forma pauperis* (doc. 2).

Plaintiff's motion to proceed *in forma pauperis* is deficient. A complete application to proceed *in forma pauperis* includes a motion with supporting affidavit and a prisoner consent form and financial certificate with account summary attachments. While plaintiff has submitted the required prisoner consent form, he has failed to include a copy of his trust fund account statement reflecting transactions in his account at the institution(s) where he was confined during the **six month period** preceding the filing of his complaint.

Plaintiff is reminded that it is his responsibility to obtain the required printout(s) from each institution at which he may have been confined during the past six month period. The court will not process the complaint until the printout(s) is submitted.

Accordingly, it is ORDERED:

1. Within **thirty (30) days** from the date of this order, plaintiff shall either: (1) correct the deficiency in his *in forma pauperis* application by filing a copy of his trust fund account statement reflecting transactions in his account at the institution(s) where he was confined during the **six month period** prior to the filing of this complaint, or (2) submit the filing fee in the amount of \$350.00.

2. Failure to respond to this order as instructed will result in a recommendation of dismissal of this action for failure to prosecute and failure to comply with an order of this court.

DONE AND ORDERED this 15th day of July, 2009.

/s/ *Miles Davis*

**MILES DAVIS
UNITED STATES MAGISTRATE JUDGE**