

application.¹ Second, while it provides prison certification attesting to the amount in his account on December 1, 2014, it lacks a certified account statement showing the withdrawals and deposits to his account over the previous six months. See 28 U.S.C. § 1915(a)(2). Finally, it also lacks Plaintiff's signed release for withdrawal of funds from his account. See *id.*; Local Rule LR99.7.10. Plaintiff's IFP request is DENIED as incomplete.

Plaintiff must pay the entire filing fee of \$400.00, or submit an IFP application on *this* court's IFP application form, including a certified six-month trust account statement showing that he is a pauper within the meaning of the statute, and his signed permission to withdraw funds from his account on or before **January 26, 2015**. Failure to do so may result in dismissal of this action for failure to prosecute or follow a court order. See Fed. R. Civ. P. 41(b); see also *Olivares v. Marshall*, 59 F.3d 109, 112 (9th Cir. 1995); *In re Perroton*, 958 F.2d 889, 890 (9th Cir. 1992); *Ferdik v. Bonzelet*, 963 F.2d 1258, 1260-61 (9th Cir. 1992).

Plaintiff is notified that, as a prisoner, he is obligated to pay the entire filing fee for commencing this suit, regardless of whether it is later dismissed. See 28 U.S.C.

¹ Plaintiff's IFP request is on a Hawaii Rules of Penal Procedure, Form B, "Request to Proceed Without Paying Filing Fees" application.

§ 1915(b)(1). The Clerk is DIRECTED to send Plaintiff a blank IFP application so he may comply with this Order.

Plaintiff's motion for appointment of counsel is STAYED until the court receives payment or a sufficient District of Hawaii IFP application.

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, January 15, 2015.



/s/ Susan Oki Mollway
Susan Oki Mollway
Chief United States District Judge

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(dny ifp, incmp, ct. form, release funds).wpd