

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

ORDER GRANTING IN FORMA PAUPERIS APPLICATION

Plaintiff's in forma pauperis application is GRANTED. *See* 28 U.S.C. § 1915(a). The court has not yet screened the Complaint as required under 28 U.S.C. §§ 1915(e) and 1915A(a). Plaintiff is NOTIFIED that, as a prisoner, he is obligated to pay the full filing fee regardless of the outcome of this suit or whether he is later released. *See* 28 U.S.C. § 1915(b)(1) & (e)(2); *see also Putzer v. Attal*, 2013 WL 4519351, at *1-2 (D. Nev. Aug. 23, 2013) (holding prisoner remains liable for full filing fee on release).

Plaintiff shall make an **initial partial payment of \$44.00**, representing 20% of his average monthly balance for the past six months. 28 U.S.C. § 1915(b)(1).

Thereafter, Plaintiff shall make monthly payments of 20% of the preceding month's income credited to his account, when his account balance exceeds \$10.00. 28 U.S.C. § 1915(b)(2).

IT IS HEREBY ORDERED that:

(1) The Hawaii Department of Public Safety (DPS), Halawa Correctional Facility (HCF) Warden, or designee shall calculate, collect, and remit to the Clerk of Court an **initial partial payment of \$44.00** from Plaintiff's account and thereafter remit monthly payments to the court equaling 20% of Plaintiff's preceding month's deposits **when the account exceeds \$10.00**, until the \$350.00 filing fee is paid in full. *See* 28 U.S.C. § 1915(b)(2). These payments must be identified by the name and number assigned to this action.

(2) The Clerk is directed to serve a copy of this order on Plaintiff, DPS Director Nolan Espinda, the HCF Warden, and Shelley Nobriga, DPS Litigation Coordination Officer/IIO Hearings Officer, 919 Ala Moana Blvd., #116,

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Honolulu, Hawaii 96814. The Clerk shall submit a copy of this order to the District of Hawaii's Financial Department.

IT IS SO ORDERED.

DATED: April 13, 2016 at Honolulu, Hawai'i.



/s/ Derrick K. Watson

Derrick K. Watson

United States District Judge

Darren K. Amaral, #A0747000 v. Francis X. Sequeira, et al.; Civil No. 16-00147
DKW-RLP; ORDER GRANTING IN FORMA PAUPERIS APPLICATION

Amaral v. Sequeira, 1:16-cv-00147 DKW-RLP; Order Granting In Forma Pauperis Application; PSA IFP 2016 (Amaral 16-147 DKW);Amaral 16-147 DKW (grt prt no scrn 1983).wpd