

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

4 JIMMY EARL DOWNS, ) Case No.: 2:10-cv-01444-GMN-PAL
5 Petitioner, ) ORDER
6 vs. )
7 WARDEN BRIAN WILLIAMS, et al., )
8 Respondents. )

10 Petitioner has submitted a habeas corpus petition pursuant to 28 U.S.C. § 2254, but has
11 neither paid the required filing fee nor filed an appropriate motion for leave to proceed in forma
12 pauperis. The petition cannot be filed without either payment of the required filing fee or a grant
13 of leave to proceed in forma pauperis based on a fully complete motion. Petitioner shall be sent
14 the correct IFP form for use, should he wish to file a motion for leave to proceed in forma
15 pauperis in this action. In the interim, Petitioner shall be given leave to proceed in forma
16 pauperis on a temporary basis.

17 IT IS THEREFORE ORDERED that the Clerk shall send to petitioner a set of forms for a
18 motion to proceed in forma pauperis. Petitioner shall have thirty (30) days from the date of the
19 entry of this order within which to either pay the required filing fee or file a fully and properly
20 completed motion for leave to proceed in forma pauperis. The failure to do so in a timely
21 manner will result in the dismissal of this action.

22 DATED this 1st day of September, 2010.

23
24 Gloria M. Navarro
25 United States District Judge