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6	UNITED STATES DISTRICT COURT	
7	DISTRICT OF NEVADA	
8	VICTOR TAGLE,	
9	Plaintiff,	
10	V.	2:15-cv-00216-JCM-PAL
11	STATE OF NEVADA et al.,	ORDER
12	Defendants.	
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14	This action is a <i>pro se</i> civil rights complaint filed pursuant to 42 U.S.C. § 1983 by a state	
15	prisoner. Plaintiff has submitted two applications to proceed in forma pauperis. (ECF No. 1,	
16	28). The Court denies the first application to proceed in forma pauperis (ECF No. 1) as moot	
17	and treats the second application to proceed in forma pauperis (ECF No. 28) as the operative	
18	application. Based on the financial information provided, the Court finds that Plaintiff is unable	
19	to prepay the full filing fee in this matter.	
20	The Court entered a screening order on July 8, 2015. (ECF No. 3). The Court entered	
21	subsequent orders which imposed a 90-day stay and assigned the parties to mediation by a	
22	court-appointed mediator. (ECF No. 6, 46). The Office of the Attorney General has filed a	
23	status report indicating that settlement has not been reached and informing the Court of its	
24	intent to proceed with this action. (ECF No. 55).	
25	For the foregoing reasons, IT IS ORDERED that:	
26	1. Plaintiff's first application to proceed <i>in forma pauperis</i> (ECF No. 1) is denied as	
27	moot.	
28	2. Plaintiff's second application to proceed in forma pauperis (ECF No. 28) is	
	GRANTED. Plaintiff shall not be required to p	ay an initial installment of the filing fee. In the
		Dockets Justia cor

event that this action is dismissed, the full filing fee must still be paid pursuant to 28 U.S.C. §
 1915(b)(2).

3 3. The movant herein is permitted to maintain this action to conclusion without the 4 necessity of prepayment of any additional fees or costs or the giving of security therefor. This 5 order granting leave to proceed *in forma pauperis* shall not extend to the issuance and/or 6 service of subpoenas at government expense.

7 4. Pursuant to 28 U.S.C. § 1915(b)(2), the Nevada Department of Corrections shall pay to the Clerk of the United States District Court, District of Nevada, 20% of the preceding 8 9 month's deposits to Plaintiff's account (Victor Tagle, #1080239), in the months that the 10 account exceeds \$10.00, until the full \$350.00 filing fee has been paid for this action. The 11 Clerk of the Court shall **SEND** a copy of this order to the Finance Division of the Clerk's Office. The Clerk of the Court shall also **SEND** a copy of this order to the attention of the Chief of 12 Inmate Services for the Nevada Department of Corrections, P.O. Box 7011, Carson City, NV 13 89702. 14

5. The Clerk of the Court shall electronically SERVE a copy of this order and a copy
of Plaintiff's complaint (ECF No. 4) on the Office of the Attorney General of the State of
Nevada, attention Kat Howe.

18 6. Subject to the findings of the screening order (ECF No. 3, 6), within twenty-one 19 (21) days of the date of entry of this order, the Attorney General's Office shall file a notice 20 advising the Court and Plaintiff of: (a) the names of the defendants for whom it accepts 21 service; (b) the names of the defendants for whom it does not accept service, and (c) the 22 names of the defendants for whom it is filing last-known-address information under seal. As 23 to any of the named defendants for which the Attorney General's Office cannot accept service, 24 the Office shall file, under seal, but shall not serve the inmate Plaintiff the last known 25 address(es) of those defendant(s) for whom it has such information. If the last known address of the defendant(s) is a post office box, the Attorney General's Office shall attempt to obtain 26 27 and provide the last known physical address(es).

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7. If service cannot be accepted for any of the named defendant(s), Plaintiff shall
 file a motion identifying the unserved defendant(s), requesting issuance of a summons, and
 specifying a full name and address for the defendant(s). For the defendant(s) as to which the
 Attorney General has not provided last-known-address information, Plaintiff shall provide the
 full name and address for the defendant(s).

8. If the Attorney General accepts service of process for any named defendant(s),
 such defendant(s) shall file and serve an answer or other response to the complaint within
 sixty (60) days from the date of this order.

9 9. Henceforth, Plaintiff shall serve upon defendant(s) or, if an appearance has been 10 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other document submitted for consideration by the Court. Plaintiff shall include with the original paper 11 12 submitted for filing a certificate stating the date that a true and correct copy of the document was mailed to the defendants or counsel for the defendants. If counsel has entered a notice 13 of appearance, Plaintiff shall direct service to the individual attorney named in the notice of 14 appearance, at the address stated therein. The Court may disregard any paper received by 15 16 a district judge or magistrate judge which has not been filed with the Clerk, and any paper received by a district judge, magistrate judge, or the Clerk which fails to include a certificate 17 showing proper service. 18

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10. The motion to be removed from the NDOC's jurisdiction (ECF No. 39) is denied.

The motions for service of summonses (ECF No. 45, 47, 50) are denied.

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DATED: This 25th day of April, 2016.

nited States Magistrate Judge