

1 prisoner's account or (B) the average monthly balance in the prisoner's account for the six-
2 month period immediately preceding the filing of the complaint. Thereafter, whenever the
3 prisoner's account exceeds \$10, the prisoner must make monthly payments of 20 percent of the
4 preceding month's income credited to the prisoners account until the filing fees are paid. The
5 funds are to be forwarded by the agency having custody of the prisoner. 28 U.S.C. § 1915(b)(1),
6 (2).

7 The regular filing fee is \$402, consisting of the \$350 filing fee and a \$52 administrative
8 fee. If an inmate does not qualify for IFP status, he must pay the full \$402 filing fee. If the
9 inmate qualifies for IFP status, the \$52 administrative fee is waived, and the inmate will only pay
10 the \$350 filing fee over time.

11 Plaintiff has not submitted the IFP application and the required financial certificate or
12 paid the filing fee.

13 The Clerk shall **SEND** Plaintiff a copy of the instructions and application to proceed IFP
14 for an inmate. Plaintiff has until **May 31, 2022**, to either file his completed IFP application and
15 financial certificate or pay the full \$402 filing fee.

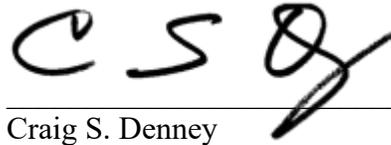
16 Once Plaintiff has filed his completed IFP application and financial certificate or paid the
17 filing fee, the court will address Plaintiff's motion to amend and will screen the proposed
18 amended complaint pursuant to 28 U.S.C. § 1915(e)(2)(B) or 28 U.S.C. § 1915A, or both. Both
19 require dismissal of a complaint, or any portion thereof, that is frivolous or malicious, fails to
20 state a claim upon which relief may be granted, or seeks monetary relief against a defendant who
21 is immune from such relief. If the complaint is dismissed on screening, there will be no refund of
22 the filing fee, and an inmate proceeding IFP is still required to pay the \$350 filing fee over time.

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1 If Plaintiff fails to timely file a completed IFP application and financial certificate or pay
2 the filing fee, this court will recommend dismissal of this action without prejudice.

3 **IT IS SO ORDERED.**

4 Dated: May 9, 2022



Craig S. Denney
United States Magistrate Judge

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