

1 partial payment of 20 percent of the greater of: (A) the average monthly deposits in the
2 prisoner's account or (B) the average monthly balance in the prisoner's account for the six-
3 month period immediately preceding the filing of the complaint. Thereafter, whenever the
4 prisoner's account exceeds \$10, the prisoner must make monthly payments of 20 percent of the
5 preceding month's income credited to the prisoner's account until the filing fees are paid. The
6 funds are to be forwarded by the agency having custody of the prisoner. 28 U.S.C. § 1915(b)(1),
7 (2).

8 For actions filed on or after December 1, 2023, the filing fee is \$405 (the \$350 filing fee
9 and \$55 administrative fee). If an inmate does not qualify for IFP status, he must pay the full
10 \$405 filing fee. If the inmate qualifies for IFP status, the \$55 administrative fee is waived, and
11 the inmate will only pay the \$350 filing fee over time.

12 Plaintiff's IFP application includes a financial certificate dated August 26, 2023, which is
13 more than six months before he filed this IFP application. Moreover, the financial certificate
14 indicates Plaintiff should be required to pay the full \$350 filing fee if granted IFP status. The
15 court will deny the outdated IFP application without prejudice and will require Plaintiff to submit
16 a new completed IFP application.

17 CONCLUSION

18 Plaintiff's incomplete IFP application (ECF No. 3) is **DENIED WITHOUT**
19 **PREJUDICE.**

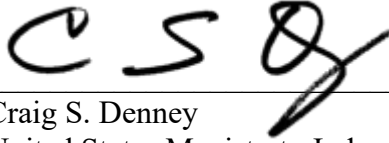
20 The Clerk shall **SEND** Plaintiff a copy of the instructions and application to proceed IFP
21 for an inmate **at Northern Nevada Correctional Center**. Plaintiff has **30 days** from the date of
22 this Order to either pay the full \$405 filing fee or file a fully completed IFP application, which
23 includes pages 1-3 of the court's approved form and is properly signed by Plaintiff on page 3.

1 Once Plaintiff has filed his completed IFP application and financial certificate or paid the
2 filing fee, the court will screen the complaint pursuant to 28 U.S.C. § 1915(e)(2)(B) or 28 U.S.C.
3 § 1915A, or both. Both require dismissal of a complaint, or any portion thereof, that is frivolous
4 or malicious, fails to state a claim upon which relief may be granted, or seeks monetary relief
5 against a defendant who is immune from such relief. If the complaint is dismissed on screening,
6 there will be no refund of the filing fee, and an inmate proceeding IFP is still required to pay the
7 \$350 filing fee over time.

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

10 **IT IS SO ORDERED.**

11 Dated: May 8, 2024

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14 Craig S. Denney
15 United States Magistrate Judge
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