

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**RUDY CHAVEZ,**

**Plaintiff,**

**v.**

**No. CV 17-00177 RB/LAM**

**TIMOTHY HATCH, et al.,**

**Defendants.**

**ORDER TO CURE DEFICIENCY**

Plaintiff has submitted a civil rights complaint [Doc. 1] on February 2, 2017. The Court determines that Plaintiff's submission is deficient because Plaintiff has not paid the \$400.00 filing fee or filed an Application to Proceed in District Court Without Prepaying Fees or Costs. Plaintiff must cure this deficiency **within thirty (30) days from entry of this Order by either** paying the full \$400.00 civil filing fee **or** submitting an Application to Proceed in District Court Without Prepaying Fees or Costs including a certified copy of Plaintiff's inmate account statement for the 6-month period immediately preceding this filing. *See 28 U.S.C. § 1915(a)(2).* Failure to cure the designated deficiency **within thirty (30) days from entry of this Order** may result in **dismissal** of this action without further notice.

**IT IS THEREFORE ORDERED** that, **within thirty (30) days of entry of this Order**, Plaintiff **either** pay the full \$400.00 civil filing fee **or** submit an Application to Proceed in District Court Without Prepaying Fees or Costs that includes a certified copy of Plaintiff's inmate account statement for the 6-month period immediately preceding this filing; and the Clerk

is directed to mail to Plaintiff a copy of this order and 2 copies of an Application to Proceed in District Court Without Prepaying Fees or Costs with instructions.

**IT IS SO ORDERED.**

*Lourdes A. Martinez*  
UNITED STATES MAGISTRATE JUDGE  
**LOURDES A. MARTÍNEZ**