

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>QUINTEZ TALLEY,</b>	:	<b>CIVIL ACTION</b>
<b>Plaintiff,</b>	:	
	:	
<b>v.</b>	:	
	:	
<b>LT. D. PRESSLEY, et al.,</b>	:	<b>NO. 18-14</b>
<b>Defendants.</b>	:	

**ORDER**

AND NOW, this 11<sup>th</sup> day of January, 2018, upon consideration of Mr. Talley's Petition brought pursuant to Rule 27 of the Federal Rules of Civil Procedure, it is ORDERED that:

1. If Mr. Talley desires to proceed on his Petition, he is DIRECTED to, within thirty (30) days of the date of this Memorandum and Order, either: (1) submit the miscellaneous action filing fee of \$47.00 or (2) file a motion to proceed *in forma pauperis*.

2. Alternatively, Mr. Talley may submit a complaint pursuant to 42 U.S.C. § 1983 against Defendants as well as either the \$400.00 fee for a civil action (\$350.00 filing fee and \$50.00 administrative fee) or a motion to proceed *in forma pauperis*. If Mr. Talley chooses to file a complaint against Defendants, the complaint will be opened as a separate action.

3. The Clerk of Court shall furnish Mr. Talley with a blank copy of this Court's current standard form to be used by a *pro se* prisoner filing a civil action pursuant to 42 U.S.C. § 1983, as well as this Court's current standard form to be used by a prisoner seeking leave to proceed *in forma pauperis*.

4. If Mr. Talley fails to either pay the \$47.00 filing fee or submit a motion to proceed *in form pauperis* in this matter, his Petition may be dismissed for failure to prosecute without further notice.

**BY THE COURT:**

/s/ Lawrence F. Stengel

**LAWRENCE F. STENGEL, C.J.**