

1 HONORABLE RONALD B. LEIGHTON  
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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 JAMES CORNE,

11 Plaintiff,

12 v.

13 SCOTT A. FULTON, et al.,

14 Defendants.  
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Case No. C08-5726RBL

ORDER

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17 THIS MATTER comes on before the above-entitled Court upon Plaintiff's Letter/Motion to  
18 Refund His Filing Fee [Dkt. #10]. Having considered the entirety of the records and file herein, the Court  
19 finds and rules as follows:

20 The record reflects that on January 28, 2008, the Court granted plaintiff's Application to Proceed  
21 *In Forma Pauperis* and directed the State to calculate, collect, and forward payment of the filing fee to the  
22 Clerk. The Clerk received a payment from the State of \$8.69 on March 10, 2009. On March 30, 2009,  
23 Judgment was entered dismissing this matter and ordering that the remainder of the filing fee be waived.  
24 Thereafter, the Clerk received two payments totaling \$34.05 from the State towards plaintiff's filing fee.  
25 The Clerk's record reflects that on May 29, 2009, a check for \$34.05 was mailed to plaintiff, addressed to  
26 him at his current address. Therefore, plaintiff has been refunded the money paid towards his filing fee  
27 since the date of the Judgment. Plaintiff's Letter/Motion [Dkt. #10] is **DENIED**.

1 Counsel for the defendants shall provide a copy of this Order and the Judgment to the person at  
2 the State Department of Corrections responsible for collecting the fee from plaintiff's inmate account.

3 **IT IS SO ORDERED.**

4 The Clerk shall send uncertified copies of this order to all counsel of record, and to any party  
5 appearing pro se.

6 Dated this 27<sup>th</sup> day of October, 2009.

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8 RONALD B. LEIGHTON  
9 UNITED STATES DISTRICT JUDGE