

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

TONY WALKER,

Plaintiff,

v.

JON E. LITSCHER; CINDY O'DONNELL;
STEVEN CASPERSON; JOHN RAY;
DANIEL R. BERTRAND; FRANCIS LARDINOIS;
WENDY BRUNS,

Defendants.

ORDER

02-C-0430-C

TONY WALKER,
Inmate No. 0167841,

Plaintiff,

v.

DANIEL R. BERTRAND, PETER
ERICKSEN, PATRICK BRANT,
DENNIS NATZKE,

Defendants.

01-C-095-C

On April 18, 2003, plaintiff Tony Walker filed notices of appeal from the judgments entered in these cases and requested leave to proceed on appeal in forma pauperis. On April 22, 2003, I entered an order in each case giving plaintiff until May 19, 2003, in which to submit a trust account statement for the six-month period beginning approximately October 19, 2002, to approximately April 19, 2003. I stated that if, by May 19, plaintiff failed to submit the required statement or show cause for his failure to do so, I would deny his requests for leave to proceed in forma pauperis on appeal on the ground that he had failed to show that he is entitled to indigent status on appeal. Plaintiff did not submit the required trust fund account statement. Later, it came to the court's attention that plaintiff probably did not receive the April 22 order, because it was mailed to him at the Green Bay Correctional Institution instead of the Oshkosh Correctional Institution, where plaintiff was then incarcerated. On May 28, 2003, this court mailed a copy of the April 22 order to plaintiff at his current address and gave plaintiff until June 28, 2003, within which plaintiff was to submit a trust fund account statement. Despite the extension, plaintiff has not submitted the required trust fund account statement.

ORDER

IT IS ORDERED that plaintiff's request for leave to proceed in forma pauperis on appeal in these cases is DENIED for plaintiff's failure to show that he is entitled to indigent

status on appeal. Nevertheless, because he filed a notice of appeal, plaintiff is required under the 1996 Prison Litigation Reform Act to pay the \$105 fee for filing his appeals. The filing fees must be paid from plaintiff's inmate account in monthly installments pursuant to 28 U.S.C. § 1915(b)(2).

Entered this 11th day of July, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge