

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

DENNIS W. GONZALEZ,

Plaintiff,

v.

JON E. LITSCHER, GERALD BERGE
and TODD T. OVERBO,

Defendants.

ORDER

01-C-521-C

Following a bench trial, judgment was entered for defendants in this case on October 29, 2002. Subsequently, plaintiff filed a timely notice of appeal and requested leave to proceed in forma pauperis. In an order dated November 15, 2002, I found plaintiff eligible to proceed in forma pauperis on appeal. However, I advised plaintiff that because his appeal was governed by the 1996 Prison Litigation Reform Act, he would have to pay an initial partial payment of the \$105 fee for filing his appeal, which would be calculated promptly upon receipt of his trust fund account statement for the last six months. Now plaintiff has submitted the required statement, along with a check in the amount of \$50.00. From the statement, I calculate plaintiff's initial partial payment to be \$32.66 . His payment

of \$50 more than satisfies this amount. The balance of plaintiff's \$50 payment will be credited toward the remainder of the fee, which is to be paid in monthly installments pursuant to 28 U.S.C. § 1915(b)(2) until it is paid in full.

ORDER

IT IS ORDERED that plaintiff's initial partial payment of the fee for filing his appeal in this case is \$32.66, which amount has been satisfied by his payment of \$50.

Entered this 9th day of December, 2002.

BY THE COURT:

BARBARA B. CRABB
District Judge