

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

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ANDREW J. BIGBEE,

Petitioner,

v.

ORDER

07-C-71-C

MICHAEL K. NALLEY, Regional Director,
Federal Bureau of Prisons, North Central
Region, Kansas City, Kansas;
RICARDO MARTINEZ, Warden,
Federal Correctional Institution,
Oxford, Wisconsin;
MR. SPROUL, Unit Manager,
Federal Correctional Institution,
Oxford, Wisconsin;
MR. DAVE BENSON, Recreation Specialist,
Federal Correctional Institution,
Oxford, Wisconsin;
R.B. CLOUTIER, Supervisor of Recreation,
Federal Correctional Institution,
Oxford, Wisconsin; and
JOHN J. SHOOK, Assistant Warden, I & E,
Federal Correctional Institution,
Oxford, Wisconsin,

Respondents.

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Petitioner Andrew J. Bigbee, a prisoner at the Federal Correctional Institution in Oxford, Wisconsin, has submitted a proposed complaint. He asks for leave to proceed in

forma pauperis. Because petitioner is a prisoner, he is subject to the 1996 Prisoner Litigation Reform Act. This means that before this court may decide whether he can proceed with his complaint in forma pauperis, petitioner will have to make an initial partial payment of the filing fee in the amount of \$138.89 and the remainder of the fee in monthly installments even if his request for leave to proceed is denied.

ORDER

IT IS ORDERED that petitioner is assessed \$138.89 as an initial partial payment of the \$350 fee for filing this case. He is to submit a check or money order made payable to the clerk of court in the amount of \$138.89 on or before March 5, 2007. If, by March 5, 2007, petitioner fails to make the initial partial payment or show cause for his failure to do so, he will be held to have withdrawn this action voluntarily. In that event, the clerk of court is directed to close this file without prejudice to petitioner's filing his case at a later date.

Entered this 12th day of February, 2007.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge