MARCUS C. ROBINSON,

Petitioner,

ORDER

08-cv-257-slc

v. CAPTAIN JEFF TEUSCHER, TRACI ROBERTS, DAVID MAHONEY, LT. TWOMBLY and DEPUTY KARSNSKI, Respondents.

In an order entered in this case on May 13, 2008, I assessed petitioner Marcus Robinson an initial partial payment of the \$350 filing fee in the amount of \$15.23 and gave him until June 4, 2008, in which to submit his payment. Now petitioner has submitted a letter postmarked May 19, 2008, that I construe as a motion for an extension of time to pay the initial partial filing fee. In his motion, petitioner says that the person from which he has been receiving period funds is having surgery and may not be able to assist him in making the upcoming payment. Petitioner asks to be afforded a "reasonable extension." I will grant petitioner an extension of time until June 18, 2008, in which to pay the \$15.23 initial partial filing fee.

ORDER

IT IS ORDERED that petitioner's motion for an extension of time (dkt. #5) is GRANTED and the deadline within which petitioner is to pay the \$15.23 initial partial payment of the \$350 fee for filing this case is extended to June 18, 2008. If, by June 18, 2008, 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fails to make the initial partial payment or show cause for his failure to do so, he will be held to have withdrawn this action voluntarily.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 23rd day of May, 2008.

BY THE COURT:

/s/

STEPHEN L. CROCKER Magistrate Judge