

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KHOM SOEUM, AND ALL PRISONERS : CIVIL ACTION
OF ASIAN CLASSIFICATION :
 :
v. :
 :
REV. ZEIST AND SUPERINTENDENT :
DRAGOVICH AT SCI-MAHANAY : NO. 97-3517

MEMORANDUM ORDER

By Order dated June 31, 1997, plaintiff, an inmate at the State Correctional Institution at Mahanoy (S.C.I. Mahanoy), was informed by this Court that, in accordance with the Prison Litigation Reform Act of 1995, a prisoner bringing a civil action must pay the full \$150 filing fee. Based upon the financial information that plaintiff submitted to the Court, he was assessed an initial partial filing fee of \$4.95. He was also advised that after the initial partial filing fee is collected and forwarded to the Clerk, the Superintendent or other appropriate official at S.C.I. Mahanoy or at any prison at which plaintiff may be incarcerated will be directed to deduct from plaintiff's prison account each time that the balance in plaintiff's inmate trust account exceeds \$10 twenty (20) percent of the money credited to plaintiff's account during the preceding month and forward that amount to the Clerk of Court until the filing fee is paid.

Because it appears that plaintiff may not have realized when he presented his civil complaint that he is required to pay

the filing fee, he was given twenty (20) days to notify the Court whether he wished to discontinue this civil action. Plaintiff has informed the Court that he wishes to continue this civil action.

ACCORDINGLY, this day of August, 1997, **IT IS HEREBY ORDERED** that:

1. Plaintiff, Khom Soeum, CS-5595, shall pay the filing fee of \$150. The Clerk is directed to reinstate this action.

2. Plaintiff is assessed an initial partial filing fee of \$4.95. The Superintendent or other appropriate official at S.C.I. Mahanoy or at any prison at which plaintiff may be incarcerated is directed to deduct \$4.95 from plaintiff's inmate trust fund account and forward that amount to be credited to Civil Action No. 97-3517, to the "Clerk of the United States District Court for the Eastern District of Pennsylvania, 601 Market Street, Room 2609, Philadelphia, PA 19106."

3. The Superintendent or other appropriate official at S.C.I. Mahanoy or at any prison at which plaintiff may be incarcerated shall, after the initial partial filing fee is collected and until the full filing fee is paid, deduct from plaintiff's account, each time that plaintiff's inmate trust fund account exceeds \$10, twenty (20) percent of the money credited to his account during the preceding month and forward that amount, to be credited to Civil Action No. 97-3517, to the "Clerk of the United States District Court for the Eastern District of

Pennsylvania, 601 Market Street, Room 2609, Philadelphia, PA
19106."

4. The Clerk is directed to forward a copy of this
order to the Superintendent of S.C.I. Mahanoy.

BY THE COURT:

JAY C. WALDMAN, J.