

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF KANSAS

GEORGE RAYMOND SPRY,

Plaintiff,

vs.

CIVIL ACTION  
No. 11-3057-SAC

DAVID R. MCKUNE, et al.,

Defendants.

MEMORANDUM AND ORDER

This matter comes before the court on plaintiff's motion for leave to proceed on appeal in forma pauperis (Doc. 19)<sup>1</sup>. Plaintiff was granted leave to proceed in forma pauperis in this civil rights action filed pursuant to 42 U.S.C. § 1983. All relief was denied and the action dismissed by the court's Order entered on January 18, 2012.

Plaintiff has submitted a Notice of Appeal, but he has not submitted the appellate filing fee of \$455.00. A prisoner seeking to proceed on appeal in forma pauperis in a civil action

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The court notes that plaintiff sent his notice of appeal by mail and reminds him that pursuant to Standing Order 12-01 entered by the court, electronic filing is now available to prisoners incarcerated in the Lansing Correctional Facility.

must file a new motion for such status and must submit certified financial records from his institutional account for the six months preceding the filing of the notice of appeal. *See Boling-Bey v. U.S. Parole Com'n*, 559 F.3d 1149 (10<sup>th</sup> Cir. 2009).

IT IS, THEREFORE, BY THE COURT ORDERED plaintiff is granted to and including March 8, 2012, to submit a motion for leave to proceed in forma pauperis and a certified financial statement to this court.

Copies of this order shall be transmitted to the plaintiff and the Clerk of the United States Court of Appeals for the Tenth Circuit.

**IT IS SO ORDERED.**

Dated at Topeka, Kansas, this 8<sup>th</sup> of February 2012.

S/ Sam A. Crow  
SAM A. CROW  
United States Senior District Judge