

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**BOAZ PLEASANT-BEY,**  
*Plaintiff-Appellant,*

v.

**UNITED STATES,**  
*Defendant-Appellee.*

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2011-5118

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Appeal from the United States Court of Federal  
Claims in case no. 11-CV-258, Judge Edward J. Damich.

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**ON MOTION**

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**O R D E R**

Boaz Pleasant-Bey moves for leave to proceed in  
forma pauperis.

Pleasant-Bey is incarcerated. Pursuant to the Pris-  
oner Litigation Reform Act of 1995, this court may not  
authorize the prosecution of an appeal by a prisoner  
without the prepayment of fees. 28 U.S.C. § 1915. A  
prisoner is no longer afforded the alternative of proceed-

ing without payment of filing fees, but must, in time, pay the \$450 filing fee in its entirety. When funds exist, an initial partial payment must be made consisting of 20% of the greater of (a) the average monthly deposits to the prisoner's account or (b) the average monthly balance in the prisoner's account for the six-month period immediately preceding the filing of the notice of appeal. 28 U.S.C. § 1915(b)(1). Thereafter, the prisoner is required to make monthly payments of 20% of the preceding month's income credited to the prisoner's account. 28 U.S.C. § 1915(b)(2). The agency with custody of the prisoner must forward payments from the prisoner's account each time the amount in the account exceeds \$10 until the \$450 filing fee is paid in full. *Id.*

By separate letter, the custodian of Pleasant-Bey's prison account is being directed to make the necessary arrangements to forward the filing fee to the court.

Accordingly,

IT IS ORDERED THAT

Pleasant-Bey's motion to proceed in forma pauperis is denied.

OCT 07 2011

Date

FOR THE COURT

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Boaz Pleasant-Bey  
Daniel G. Kim, Esq.

s20

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

OCT 07 2011

JAN HORBALY  
CLERK