

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Douglas Urquilla v. CDCR, et al.

Urquilla v. CDCR · No. 1:25-cv-01215-JLT-BAM (PC) · Decided November 25, 2025

SUMMARY

The document contains findings and recommendations by a United States Magistrate Judge in a prisoner civil-rights action under 42 U.S.C. § 1983. The magistrate judge recommends denying Douglas Urquilla’s motion to proceed in forma pauperis and ordering him to pay the \$405.00 filing fee because his trust-account balance and deposits indicate that he can afford it.

OPINION

1 2 3 4 UNITED STATES DISTRICT COURT 5 EASTERN DISTRICT OF CALIFORNIA 6 7
DOUGLAS URQUILLA, Case No. 1:25-cv-01215-JLT-BAM (PC) 8 Plaintiff, FINDINGS AND
RECOMMENDATIONS THAT PLAINTIFF’S MOTION FOR LEAVE 9 v. TO PROCEED IN
FORMA PAUPERIS BE DENIED 10 CDCR, et al., (ECF No. 13) 11 Defendants. 12 13 Plaintiff
Douglas Urquilla (“Plaintiff”) is a state prisoner proceeding pro se in this civil 14 rights action
pursuant to 42 U.S.C. § 1983.

Plaintiff initiated this action on December 5, 2024, 15 and the matter was transferred to this Court
on September 16, 2025. (ECF Nos. 1, 4.) Plaintiff 16 did not pay the filing fee or submit an
application to proceed in forma pauperis. 17 On November 12, 2025, the Court granted Plaintiff
an extension of time to submit an 18 application to proceed in forma pauperis or pay the filing fee
for this action with thirty days.

19 (ECF No. 12.) On November 21, 2025, Plaintiff filed his application to proceed in forma 20
pauperis, along with a certified copy of his prison trust account statement. (ECF No. 13.) 21
Examination of Plaintiff’s application and trust account statement reveals that Plaintiff is 22 able
to afford the costs of this action. Specifically, Plaintiff’s current available balance in his 23 trust
account is \$1,101.11.

(ECF No. 13 at 1, 2.) In addition, although Plaintiff’s motion to 24 proceed in forma pauperis does
not identify any sources of income over the last twelve months, 25 Plaintiff states that he receives
pay of \$300.00 per month. (Id. at 1.) Additionally, Plaintiff’s 26 trust account statement shows
deposits for “I/M Pay – SAP OMCP” on June 6, 2025, July, 2, 27 2025, August 7, 2025,
September 5, 2025, October 7, 2025, and November 7, 2025 in amounts 28 ranging from \$312.00
to \$359.00.

(Id. at 3.) 1 Accordingly, it is HEREBY RECOMMENDED that: 2 1. Plaintiff's motion to proceed in forma pauperis, (ECF No. 13), be DENIED; and 3 2. Plaintiff be ORDERED to pay the \$405.00 initial filing fee in full to proceed with this 4 action. 5 These Findings and Recommendations will be submitted to the United States District 6 Judge assigned to the case, pursuant to the provisions of Title 28 U.S.C. § 636(b)(1).

Within 7 fourteen (14) days after being served with these Findings and Recommendations, Plaintiff may 8 file written objections with the court. The document should be captioned "Objections to 9 Magistrate Judge's Findings and Recommendations." Objections, if any, shall not exceed 10 fifteen (15) pages or include exhibits. Exhibits may be referenced by CM/ECF document 11 and page number if already in the record before the Court.

Any pages filed in excess of the 12 15-page limit may not be considered. The parties are advised that failure to file objections 13 within the specified time may result in the waiver of the "right to challenge the magistrate's 14 factual findings" on appeal. *Wilkerson v. Wheeler*, 772 F.3d 834, 838–39 (9th Cir. 2014) (citing 15 *Baxter v. Sullivan*, 923 F.2d 1391, 1394 (9th Cir.

1991)). 16 IT IS SO ORDERED. 17 18 Dated: November 24, 2025 /s/ Barbara A. McAuliffe _
UNITED STATES MAGISTRATE JUDGE 19 20 21 22 23 24 25 26 27 28