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

10 TAHEE ABDULLAH RASHEED,

11 Petitioner, No. CIV S-10-2184 EFB P

12 vs.

13 WARDEN, et al.,

ORDER

14 Respondents.

15 _____ /

16 Petitioner, a prisoner without counsel, has filed a petition for a writ of habeas corpus.

17 *See* 28 U.S.C. § 2254. This proceeding was referred to this court by Local Rule 302 pursuant to
18 28 U.S.C. § 636(b)(1) and is before the undersigned pursuant to petitioner's consent. *See* 28
19 U.S.C. § 636; *see also* E.D. Cal. Local Rules, Appx. A, at (k)(4).

20 On August 31, 2010 and again on October 19, 2010, the court found that petitioner has
21 neither paid the filing fee required by 28 U.S.C. § 1914 or an application to proceed *in forma*
22 *pauperis* pursuant to 28 U.S.C. § 1915. Accordingly, the court ordered petitioner to pay the
23 requisite filing fee or a completed *in forma pauperis* application within 30 days. The order
24 admonished petitioner that failure to file the required application or pay the filing fee would
25 result in this action being dismissed.

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1 The 30-day period has expired and petitioner has not paid the filing fee, filed a completed
2 *in forma pauperis* affidavit or otherwise responded to the court's order.

3 Accordingly, this action is dismissed without prejudice.

4 Dated: January 4, 2011.

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6 EDMUND F. BRENNAN
7 UNITED STATES MAGISTRATE JUDGE

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