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

XAVIER S. WILLIAMS,

Petitioner,

No. CIV-S-12-0899 CKD P

vs.

L. S. McEWEN,

Respondent.

ORDER

_____/

Petitioner, a state prisoner proceeding pro se, seeks to file an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner has not, however, filed an in forma pauperis affidavit or paid the required filing fee (\$5.00). See 28 U.S.C. §§ 1914(a); 1915(a). Petitioner will be provided the opportunity to either submit the appropriate affidavit in support of a request to proceed in forma pauperis or submit the appropriate filing fee.

Petitioner’s motion to submit a petition in excess of page limits will be denied as moot, as there is no limit to the number of pages in a habeas corpus petition under the Local Rules. See L.R. 190. Petitioner should simply submit his petition along with an application to proceed in forma pauperis.

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1 In accordance with the above, IT IS HEREBY ORDERED that:

2 1. Petitioner shall submit, within thirty days from the date of this order, an
3 affidavit in support of his request to proceed in forma pauperis or the appropriate filing fee;
4 petitioner's failure to comply with this order will result in a recommendation that this action be
5 dismissed;

6 2. The Clerk of the Court is directed to send petitioner a copy of the in forma
7 pauperis form used by this district;

8 3. Petitioner's motion for permission to submit first petition over limited pages
9 (Dkt. No. 1) is denied as moot.

10 Dated: April 16, 2012

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12 CAROLYN K. DELANEY
13 UNITED STATES MAGISTRATE JUDGE

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