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

10 AMMIEL CORNISH,

11 Petitioner,

No. 2:12-cv-1296 KJN P

12 vs.

13 JIM MACDONALD,

14 Respondent.

ORDER

15 \_\_\_\_\_/  
16 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of  
17 habeas corpus pursuant to 28 U.S.C. § 2254. Two problems beset the application. First,  
18 petitioner has not filed an in forma pauperis affidavit or paid the required filing fee (\$5.00). See  
19 28 U.S.C. §§ 1914(a); 1915(a). Therefore, petitioner will be provided the opportunity to either  
20 submit the appropriate affidavit in support of a request to proceed in forma pauperis, or to submit  
21 the appropriate filing fee.

22 Second, petitioner's application for a writ of habeas corpus fails to provide  
23 sufficient information for the court's initial review. An additional problem is that the petition  
24 indicates that petitioner signed it on May 5, 2012, but placed it into the prison mailing system on  
25 June 10, 2010 (see Dkt. No. 1 at 15); elsewhere, petitioner draws attention to an unarticulated  
26 timing difficulty, stating, "I apologize for the time limitation, but I really needed help. I didn't

1 understand how to file the writ of habeas corpus” (id. at 14). Petitioner will be given the  
2 opportunity to complete an amended application for writ of habeas corpus in which he must  
3 provide a clear response to each requested item and provide meaningful dates; petitioner should  
4 attach copies of all relevant state court petitions and decisions for the court’s review.

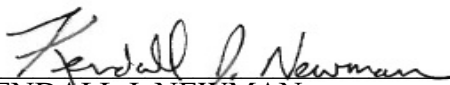
5 In accordance with the above, IT IS HEREBY ORDERED that:

6 1. Petitioner shall, within thirty days from the date of this order, submit the  
7 following: (a) An affidavit in support of his request to proceed in forma pauperis, or the  
8 appropriate filing fee; and (b) An amended habeas corpus petition.

9 2. Petitioner’s failure to comply with this order may result in the dismissal of this  
10 action; and

11 3. The Clerk of the Court is directed to send petitioner copies of the in forma  
12 pauperis form, and habeas corpus petition, used by this district.

13 DATED: May 16, 2012

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17 KENDALL J. NEWMAN  
18 UNITED STATES MAGISTRATE JUDGE

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