| (HC)Harris v | . Virga  |  |
|--------------|--|--|
|              |  |  |
|              |  |  |
|              |  |  |
| 1            |  |  |
| 2            |  |  |
| 3            |  |  |
| 4            |  |  |
| 5            |  |  |
| 6            |  |  |
| 7            |  |  |
| 8            | IN THE UNITED STATES DISTRICT COURT  |  |
| 9            | FOR THE EASTERN DISTRICT OF CALIFORNIA   |  |
| 10           | WILLIAM JAMES HARRIS,  |  |
| 11           | Petitioner, No. 2:12-cv-2846 JFM P   |  |
| 12           | VS.  |  |
| 13           | TIM VIRGA,   |  |
| 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. Petitioner has not, however, filed an in forma           |  |
| 18           | pauperis affidavit or paid the required filing fee (\$5.00). See 28 U.S.C. §§ 1914(a); 1915(a).      |  |
| 19           | Petitioner will be provided the opportunity to either submit the appropriate affidavit in support of |  |
| 20           | a request to proceed in forma pauperis or submit the appropriate filing fee.                         |  |
| 21           | In accordance with the above, IT IS HEREBY ORDERED that:   |  |
| 22           | 1. Petitioner shall submit, within thirty days from the date of this order, an                       |  |
| 23           | affidavit in support of his request to proceed in forma pauperis or the appropriate filing fee;      |  |
| 24           | petitioner's failure to comply with this order will result in the dismissal of this action; and      |  |
| 25           |  |  |
| 26           |  |  |
|              | 1  |  |

Doc. 4

|   | 1 |
|---|---|
|   | 2 |
|   | 3 |
|   | 4 |
|   | 5 |
|   | 6 |
|   | 7 |
|   | 8 |
|   | 9 |
| 1 | 0 |
| 1 | 1 |
| 1 | 2 |
| 1 | 3 |
| 1 | 4 |
| 1 | 5 |
| 1 | 6 |
| 1 | 7 |
| 1 | 8 |
| 1 | 9 |
| 2 | 0 |
| 2 | 1 |
| 2 | 2 |
| 2 | 3 |
| 2 | 4 |

25

26

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

DATED: December 11, 2012.

UNITED STATES MAGISTRATE JUDGE

/kly harr2846.101a