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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA


THOMAS EDWARD DASILVA,
Petitioner,
v.
WARDEN OF PLEASANT VALLEY
STATE PRISON,
Respondent.

No. 2:14-cv-2138 MCE AC P

ORDER

Petitioner is a state prisoner proceeding pro se with a habeas corpus petition filed pursuant to 28 U.S.C. § 2254. On April 7, 2015, respondent filed a motion to dismiss the petition. ECF No. 9. Petitioner has not opposed respondent’s motion. Good cause appearing, IT IS HEREBY ORDERED that, within twenty-one days after the filing date of this order, plaintiff shall file and serve an opposition or statement of non-opposition to the pending motion to dismiss. Failure to comply with this order will result in a recommendation that this action be dismissed without prejudice for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

DATED: May 19, 2015


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE