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

MARK PAGE,)	No. C 08-3026 JSW (PR)
)	
Plaintiff,)	ORDER OF DISMISSAL
)	
vs.)	
)	
CAPTAIN RANKIN, CAPTAIN)	
ERVING AND SERGEANT SHARP,)	
)	
Defendants.)	

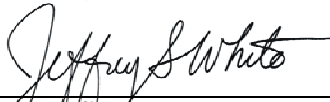
On May 19, 2008, Plaintiff filed a *pro se* civil rights action in the United States District Court for the Eastern District of California, which was transferred to this Court on June 20, 2006. On March 13, 2009, this Court dismissed the complaint with leave to amend to state a cognizable claim for relief within thirty days of the Court’s order. In the Court’s order, Plaintiff was notified that failure to amend by the designated time would result in a dismissal of the case. Petitioner’s motion to proceed *in forma pauperis* was also DENIED without prejudice to filing a properly supported motion within thirty day’s of the Court’s order.

More than thirty days have passed since March 13, 2009 and Plaintiff has not responded to the Court’s order. Accordingly, this case is DISMISSED without prejudice for failure to prosecute and to comply with a court order pursuant to Federal Rule of Civil Procedure 41(b). See *Link v. Wabash R.R.*, 370 U.S. 626, 633 (1962); *McKeever v. Block*,

1 932 F.2d 795, 797 (9th Cir. 1991). The Clerk shall close the file and enter judgment in
2 this matter. The Clerk shall close the file and enter judgment in this matter.

3 IT IS SO ORDERED.

4 DATED: April 24, 2009

5 
6 JEFFREY S. WHITE
United States District Judge

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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 MARK PAGE,
6 Plaintiff,

Case Number: CV08-03026 JSW

7 **CERTIFICATE OF SERVICE**

8 v.


9 RANKIN et al,
10 Defendant.

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
12 Court, Northern District of California.

13 That on April 24, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing
15 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
16 receptacle located in the Clerk's office.

17 Mark Page J 65357
18 Lancaster
19 44750 60th Street West
20 Lancaster, CA 93536

21 Dated: April 24, 2009


Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk