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

RAYMOND TIMOTHY FRANK,

No. CV-08-4835 MMC (PR)

Petitioner,

**JUDGMENT IN A CIVIL CASE**

v.

IVAN D. CLAY,

Respondent.

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS SO ORDERED AND ADJUDGED** the above-titled action is hereby DISMISSED without prejudice, and petitioner's incomplete application to proceed IFP and motion for appointment of counsel are hereby DENIED as moot.

Dated: December 4, 2008

Richard W. Wieking, Clerk



By: Tracy Lucero  
Deputy Clerk