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

HILTON LAWRENCE BROWN, No. C-09-2331 TEH (PR)

Petitioner,

v.

PELICAN BAY STATE PRISON, et. al., ORDER OF DISMISSAL

Respondent(s).

\_\_\_\_\_ /

This habeas corpus action by a pro se prisoner was filed on May 27, 2009. The court notified Petitioner in writing at that time that the action was deficient because he did not pay the requisite \$ 5.00 filing fee or, instead, submit a signed and completed court-approved in forma pauperis application, including a completed certificate of funds in the prisoner's account and a copy of the prisoner's trust account statement for the last six months. See 28 U.S.C. § 1915(a)(2). Petitioner was advised that failure to file the requested items within 30 days would result in dismissal of the action.

Almost 50 days have elapsed since Petitioner was notified

1 of his filing deficiency; however, he has not provided the Court  
2 with the requisite items, or sought an extension of time to do so.  
3 The action, therefore, is DISMISSED without prejudice.

4           The Clerk shall close the file and terminate all pending  
5 motions as moot.

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IT IS SO ORDERED.

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DATED       07/13/09



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THELTON E. HENDERSON  
United States District Judge

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