1

2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 11 DELANEY G MARKS, No C-10-2869 VRW (PR) 12 Plaintiff, 13 ORDER OF DISMISSAL v 14 D L GLAZE, et al, 15 Defendant(s). 16 17 18 On June 29, 2010, plaintiff, a condemned prisoner 19

incarcerated at San Quentin State Prison, filed a letter with the 20 Doc #1. The court clerk notified plaintiff in writing at court. 21 that time that because he neither filed a formal civil rights 22 complaint under 42 USC § 1983 using the court-approved form nor did 23 he pay the requisite \$ 350.00 filing fee or, instead, submit a 24 signed and completed court-approved in forma pauperis application, 25 including a completed certificate of funds in his prison account and 26 a copy of his prison trust account statement for the last six months 27 obtained from the appropriate prison official, the action was 28 deficient. See 28 USC § 1915(a)(2). Plaintiff was advised that

1	failure to file the requested items within thirty (30) days would
2	result in dismissal of the action. Doc ## 2 & 3.
3	Over forty days have elapsed since plaintiff was notified
4	of his filing deficiencies; however, he has neither provided the
5	court with the requisite items nor filed a request for an extension
6	of time to do so. The action, therefore, is DISMISSED without
7	prejudice.
8	The clerk is directed to terminate all pending motions as
9	moot and close the file.
10	
11	IT IS SO ORDERED.
12	Vin han (
13	VAUGHN R WALKER
14	United States District Chief Judge
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	G:\PRO-SE\VRW\CR.10\Marks-10-2869-no complaint-no ifp-dismissal.wpd
26	
27	
28	2