

\*E-Filed 1/23/12\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISIONMATEI LUSCA,  
Plaintiff,

No. C 11-6248 RS (PR)

**ORDER OF DISMISSAL**


v.

JOHN DOE,  
Defendant.

This is a federal civil rights action filed pursuant to 42 U.S.C. § 1983 by a *pro se* state prisoner. Plaintiff was ordered to file within 30 days a (1) complaint, and (2) a complete application to proceed *in forma pauperis* (“IFP”), or pay the filing fee of \$350.00, or face dismissal of the action. More than 30 days have passed and plaintiff has not filed any of these documents. Accordingly, the action is DISMISSED without prejudice to plaintiff filing a (1) complaint, **and** (2) a properly completed IFP application. The Clerk shall enter judgment in favor of defendant, and close the file.

**IT IS SO ORDERED.**

DATED: January 23, 2012

  
RICHARD SEEBORG  
United States District JudgeNo. C 11-6248 RS (PR)  
ORDER OF DISMISSAL