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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

In Re.  
IRVING HUMPHREY,  
Plaintiff.

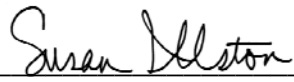
No. C 12-5007 SI (pr)  
**ORDER OF DISMISSAL**

United States District Court  
For the Northern District of California

This action was opened on September 25, 2012, when the court received from Irving Humphrey a letter concerning the alleged over-charging for dental care and batteries at his prison. On that date, the court notified plaintiff in writing that his action was deficient in that he had not attached a complaint or petition and had not filed an *in forma pauperis* application. The court further notified plaintiff that this action would be dismissed if he did not submit a complaint or petition within thirty days. Plaintiff has failed to provide the court with either a complaint or petition and the deadline to do so has passed. Accordingly, this action is DISMISSED without prejudice for failure to submit a pleading showing the court has subject matter jurisdiction. The clerk shall close the file.

IT IS SO ORDERED.

Dated: December 17, 2012

  
SUSAN ILLSTON  
United States District Judge