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**United States District Court**  
For the Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

8 LARRY W. KIRK, No. C-12-5882 EMC (pr)  
9 Plaintiff,

10 v. **ORDER OF DISMISSAL**  
11 MR. HEDGPETH, Warden, *et al.*,  
12 Defendants.

15 Plaintiff, formerly an inmate at Salinas Valley State Prison in Soledad, filed this *pro se* civil  
16 rights action under 42 U.S.C. § 1983. On February 27, 2013, the Court ordered Plaintiff to pay the  
17 filing fee or file a completed *in forma pauperis* application by March 25, 2013, or the action would  
18 be dismissed. *See* Docket # 6. Plaintiff has not paid the filing fee or filed a completed *in forma*  
19 *pauperis* application and the deadline by which to do so has long passed. Accordingly, this action is  
20 dismissed without prejudice because Plaintiff failed to pay the fee or file a completed *in forma*  
21 *pauperis* application.

23 IT IS SO ORDERED AND ADJUDGED

25 || Dated: May 29, 2013

  
EDWARD M. CHEN  
United States District Judge