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

JAMIE BATISTE,

Petitioner,

v.

A. HEDGPETH, Warden,

Respondent.

No. C 13-1098 TEH (PR)

ORDER GRANTING PETITIONER
FOURTEEN DAYS TO FILE IN FORMA
PAUPERIS AFFIDAVIT OR PAY
FILING FEE

_____ /

On March 11, 2013, Petitioner Jamie Batiste, an inmate at California State Prison, Solano, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 challenging a judgment of conviction from Contra Costa County Superior Court. On the same date, the Clerk of the Court sent Petitioner a notice that he did not file an application to proceed in forma pauperis (IFP). The notice warned Petitioner that he must respond within twenty-eight days from the date of the notice by filing an IFP application or by paying the \$5.00 filing fee, or his case would be DISMISSED and the file would be closed.

Twenty-eight days have passed and Petitioner has not filed an IFP application or paid the \$5.00 filing fee. In the interests of justice, the Court will allow Petitioner fourteen more days in which to file his IFP application, including a completed certificate of funds in his prison trust account and a copy of his prison trust

United States District Court
For the Northern District of California

1 account statement for the last six months. See 28 U.S.C.
2 § 1915(a)(2). Alternately, Petitioner may pay the \$5.00 filing fee.
3 If he does not respond within fourteen days, his petition for a writ
4 of habeas corpus will be dismissed without prejudice for failure to
5 prosecute.

6
7 IT IS SO ORDERED.

8
9 DATED 04/22/2013



THELTON E. HENDERSON
United States District Judge