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28UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

In Re.

No. C 14-663 SI (pr)

SEAN MONTGOMERY,

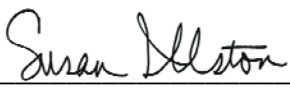
**ORDER OF DISMISSAL**Plaintiff.  

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Plaintiff sent to the court a letter complaining about his prison conditions. In an effort to protect his rights, a new action was opened and the letter was filed on February 12, 2014. Plaintiff was informed that he had not filed a complaint, and was given 28 days to do so or the action would be dismissed. He also was sent a notice that he had not paid the filing fee or applied for leave to proceed *in forma pauperis*, and was given 28 days to either pay the fee or file the application or the action would be dismissed. Plaintiff did not file a complaint or file an *in forma pauperis* application or pay the fee. This action therefore is DISMISSED without prejudice for failure to file a pleading showing the court has subject matter jurisdiction. The clerk shall close the file.

IT IS SO ORDERED.

Dated: May 19, 2014

  
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SUSAN ILLSTON  
United States District Judge