

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSHUA M. NELMAN-THOMAS,

Petitioner,

v.

PEOPLE OF THE STATE OF  
CALIFORNIA, COUNTY OF  
MENDOCINO,

Respondent.

Case No. [16-cv-06572-VC](#) (PR)

**ORDER OF DISMISSAL WITHOUT  
PREJUDICE**

On November 14, 2016, Joshua M. Nelman-Thomas, a prisoner at Mendocino County Sheriff's Office in Ukiah, California, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On the same day, the Clerk of the Court sent Nelson-Thomas a notice that he had not submitted an application to proceed *in forma pauperis* ("IFP"). See Doc. No. 2. The Clerk included a copy of the Court's current IFP application and a return envelope, and directed Nelman-Thomas to either pay the \$5.00 filing fee or file the completed IFP application within twenty-eight days of the notice to avoid dismissal of the action. Doc. No. 2. More than twenty-eight days have passed and Nelman-Thomas has not submitted a completed IFP application, paid the filing fee or otherwise communicated with the Court.

Therefore, it is ordered that this action is DISMISSED WITHOUT PREJUDICE. The Clerk shall terminate all pending motions, and close the file.

**IT IS SO ORDERED.**

Dated: January 18, 2017



VINCE CHHABRIA  
United States District Judge