

United States District Court
Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES ANTHONY BROOKS,
Petitioner,
v.
ROBERT FOX,
Respondent.

Case No. [17-cv-01209-RS](#) (PR)

ORDER OF DISMISSAL

In 2015 petitioner filed a petition regarding the same state conviction at issue here. (Case No. 15-4877.) The instant petition is therefore duplicative and accordingly is DISMISSED. If there are any claims in the instant petition not raised in the prior action, petitioner should file an amended petition in Case No. 15-4877 that includes all claims he wishes to pursue.

Petitioner's motion to proceed *in forma pauperis* (Docket No. 3) is GRANTED. The Clerk shall terminate Docket No. 3, enter judgment in favor of respondent, and close the file.

IT IS SO ORDERED.

Dated: ~~March~~ ^{April} 3, 2017



RICHARD SEEBORG
United States District Judge