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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROBERT D. GIBSON, E09929,  
Plaintiff,  
v.  
WARDEN MUNIZ, et al.,  
Defendant(s).

Case No. [17-cv-04955-CRB](#) (PR)

**ORDER OF DISMISSAL**

This civil action by a prisoner was filed on August 25, 2017. The court notified plaintiff in writing at that time that the action was deficient because plaintiff did not pay the requisite \$400.00 filing fee or, instead, submit a signed and completed court-approved in forma pauperis application, including a completed certificate of funds in the prisoner's account and a copy of the prisoner's trust account statement for the last six months. See 28 U.S.C. § 1915(a)(2). Plaintiff was advised that failure to file the requested items within 28 days would result in dismissal of the action.

More than 28 days have elapsed; however, plaintiff has not provided the court with the requisite items or sought an extension of time to do so. The action is **DISMISSED** without prejudice.

The clerk is instructed to close the file.

**IT IS SO ORDERED.**

Dated: October 12, 2017

  
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CHARLES R. BREYER  
United States District Judge