

1
2 IN THE UNITED STATES DISTRICT COURT
3

4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
5

6 JOHN T. SHONE, No. C 08-04513 CW (PR)
7 Plaintiff,
8 v.
9 PEOPLE OF THE STATE OF
10 CALIFORNIA,
11 Defendant.

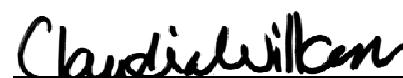
12 ORDER OF DISMISSAL WITHOUT
13 PREJUDICE

14 Plaintiff, a state prisoner, filed the present pro se prisoner
15 complaint under 42 U.S.C. § 1983. On the same day the action was
16 filed the Clerk of the Court sent a notice to Plaintiff, informing
17 him that his action could not go forward until he paid the filing
18 fee or filed a completed prisoner's in forma pauperis application.
19 The Clerk sent Plaintiff a blank in forma pauperis application and
20 told him that he must pay the fee or return the completed
21 application within thirty days or his action would be dismissed.
22 More than thirty days have passed and Plaintiff has not paid the
23 filing fee, returned the in forma pauperis application or otherwise
24 communicated with the Court.

25 Accordingly, this action is DISMISSED WITHOUT PREJUDICE. The
26 Clerk of the Court shall close the file.

27 IT IS SO ORDERED.
28

Dated: 11/25/08


29 CLAUDIA WILKEN
30 UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JOHN T. SHONE,
Plaintiff,

Case Number: CV08-04513 CW

CERTIFICATE OF SERVICE

PEOPLE STATE OF CA et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on November 25, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

John T. Shone F69371
Yard 4 M-7-L #20
CSP-Solano
P.O. Box 4000
Vacaville, CA 95696-4000

Dated: November 25, 2008

Richard W. Wieking, Clerk
By: Sheilah Cahill, Deputy Clerk