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3 IN THE UNITED STATES DISTRICT COURT  
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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6 DONELL HATCHER,

No. C 09-04286 SBA (PR)

7 Plaintiff,

**ORDER OF DISMISSAL WITHOUT  
PREJUDICE**

8 v.

9 UNITED STATES OF AMERICA,

10 Defendant.  
11 \_\_\_\_\_/

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13 On September 15, 2009, Plaintiff filed a document with the Court entitled, "Motion to  
14 Proceed Pro Se," which was construed as an attempt to file a civil rights complaint. On the same  
15 date, the Clerk of the Court sent a notice to Plaintiff informing him that his action could not go  
16 forward until he completed the Court's civil rights complaint form. The Clerk sent Plaintiff a blank  
17 civil rights complaint form and a blank in forma pauperis (IFP) application. He was directed to  
18 complete the civil rights complaint within thirty days or his action would be dismissed. He was also  
19 directed to either pay the full filing fee or return a completed IFP application within the thirty-day  
20 period. More than thirty days have passed and Plaintiff has not paid the filing fee, returned the  
21 IFP application, completed the civil rights complaint form, or otherwise communicated with the  
22 Court.

23 Accordingly, this action is DISMISSED WITHOUT PREJUDICE. The Court has rendered  
24 its final decision on this matter; therefore, this Order TERMINATES Plaintiff's case. The Clerk of  
25 the Court shall terminate all pending motions and close the file.

26 IT IS SO ORDERED.

27 DATED: 12/3/09

  
28 SAUNDRA BROWN ARMSTRONG  
United States District Judge

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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

DONELL HATCHER,  
Plaintiff,

Case Number: CV09-04286 SBA

**CERTIFICATE OF SERVICE**

v.

UNITED STATES OF AMERICA 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 December 4, 2009, 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.

Donell Hatcher  
Federal Detention Center - Camp Parks  
5675 8<sup>th</sup> Street  
Dublin, CA 94568

Dated: December 4, 2009

Richard W. Wieking, Clerk  
By: LISA R CLARK, Deputy Clerk