

1 IN THE UNITED STATES DISTRICT COURT
 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

3 JERRY F. STANLEY,

No. C 09-04580 SBA (PR)

4 Plaintiff,

**ORDER OF DISMISSAL WITHOUT
 PREJUDICE**

5 v.

6 DR. WONG, et al.,

7 Defendants.

8
 9 Plaintiff, a state prisoner, filed the present pro se prisoner complaint under 42 U.S.C. § 1983
 10 in the United States District Court for the Eastern District of California. In an Order dated
 11 September 16, 2009, Magistrate Judge Dale A. Drozd of the Eastern District ordered it transferred to
 12 this Court on venue grounds.

13 On October 1, 2009, the instant case was received by this Court. On October 13, 2009, the
 14 Clerk of the Court sent a notice to Plaintiff, informing him that his action could not go forward until
 15 he paid the filing fee or filed a completed prisoner's in forma pauperis application. The Clerk sent
 16 Plaintiff a blank in forma pauperis application and told him that he must pay the fee or return the
 17 completed application within thirty days or his action would be dismissed.

18 More than thirty days have passed and Plaintiff has not submitted an in forma pauperis
 19 application or the requisite documents.

20 Accordingly, this action is DISMISSED WITHOUT PREJUDICE. The Court has rendered
 21 its final decision on this matter; therefore, this Order TERMINATES Plaintiff's case. The Clerk of
 22 the Court shall close the file.

23 IT IS SO ORDERED.

24 Dated: 12/3/09


 SAUNDRA BROWN ARMSTRONG
 UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 JERRY F STANLEY,
5 Plaintiff,

Case Number: CV09-04580 SBA

CERTIFICATE OF SERVICE

6 v.

7 WONG, WARDEN et al,
8 Defendant.

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

11 That on December 4, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
14 in the Clerk's office.

15 Jerry F Stanley C-80900
16 California State Prison - San Quentin
17 San Quentin, CA 94974

Dated: December 4, 2009

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