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2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
5

6 TUNG VAN TRAN,

No. C 10-01223 CW (PR)

7 Plaintiff,

ORDER OF DISMISSAL WITHOUT
PREJUDICE

8 v.

9 DENNIS M. CARR, et al.,

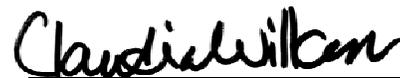
10 Defendants.
_____ /

11
12 Plaintiff, a state prisoner, filed the present pro se prisoner
13 complaint under 42 U.S.C. § 1983. On the same day the action was
14 filed the Clerk of the Court sent a notice to Plaintiff, informing
15 him that his action could not go forward until he paid the filing
16 fee or filed a completed prisoner's in forma pauperis application.
17 The Clerk sent Plaintiff a blank in forma pauperis application and
18 told him that he must pay the fee or return the completed
19 application within thirty days or his action would be dismissed.
20 More than thirty days have passed and Plaintiff has not paid the
21 filing fee, returned the in forma pauperis application or otherwise
22 communicated with the Court.

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

25 IT IS SO ORDERED.

26 Dated: 5/5/10



27 CLAUDIA WILKEN
28 UNITED STATES DISTRICT JUDGE

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

4 TUNG VAN TRAN,
5 Plaintiff,

Case Number: CV10-01223 CW

CERTIFICATE OF SERVICE

6 v.

7 DENNIS M CARR 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 May 5, 2010, 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
13 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
14 receptacle located in the Clerk's office.

15 Tung V. Tran T-42650
16 Facility A, Bldg. #2-112
17 High Desert State Prison
18 P.O. Box 3030
19 Susanville, CA 96127

20 Dated: May 5, 2010

Richard W. Wieking, Clerk
By: Nikki Riley, Deputy Clerk