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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 RONALD VELASQUEZ,

No. C 10-01814 SBA (PR)

9 Petitioner,

**ORDER GRANTING PETITIONER AN
EXTENSION OF TIME TO PAY THE
FILING FEE OR FILE HIS
CERTIFICATE OF FUNDS**

10 v.

11 GEORGE J. GIURBINO, et al.,

12 Respondents.
13 _____/

14 Petitioner has filed a pro se petition for a writ of habeas corpus pursuant to 28 U.S.C.
15 § 2254. On that same date the Clerk of the Court sent a notice to Petitioner, informing him that his
16 action could not go forward until he paid the filing fee or filed a completed prisoner's in forma
17 pauperis (IFP) application. The Clerk sent Petitioner a blank IFP application and told him that he
18 must pay the fee or return the completed application within thirty days or his action would be
19 dismissed.

20 Thereafter, Petitioner filed a completed IFP application and prisoner trust account statement;
21 however, he did not file copies of his certificate of funds.

22 Before the Court is Petitioner's "Motion for Extension to Pay the Filing Fee of Five Dollars
23 to This Court."

24 The Court cannot conduct an initial review of this matter until Petitioner has either paid the
25 filing fee or filed the requisite documents necessary to complete his IFP application. See 28 U.S.C.
26 § 1915(a) (a party is permitted to file a civil action in federal court without prepayment of fees or
27 security if he makes affidavit that he is unable to pay such fees or give security therefor).
28

1 Accordingly, the Court grants Petitioner's request for an extension of time to pay the
2 requisite \$5.00 filing fee in this action. No later than **thirty (30) days** from the date of this Order,
3 Petitioner shall pay the \$5.00 filing fee and include with his payment a clear indication that it is for
4 the above-referenced case number, C 10-01814 SBA (PR). In the event that Petitioner is unable to
5 pay the filing fee, he shall submit a certificate of funds no later than **thirty (30) days** from the date
6 of this Order. Failure to pay the filing fee or file the requisite document within the thirty-day
7 deadline shall result in dismissal of this action.

8 The Clerk shall send Petitioner a blank IFP application along with a copy of this Order.

9 This Order terminates Docket no. 6.

10 IT IS SO ORDERED.

11 DATED: 6/21/10


SAUNDRA BROWN ARMSTRONG
UNITED STATES DISTRICT JUDGE

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

4 RONALD VELASQUEZ,

5 Plaintiff,

6 v.

7 GEORGE J. GIURBINO et al,

8 Defendant.

Case Number: CV10-01814 SBA

CERTIFICATE OF SERVICE

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 June 22, 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 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 Ronald Velasquez T-45458
16 Pelican Bay State Prison
17 P.O. Box 7500 SHU C6/113
18 Crescent City, CA 95531-7500

19 Dated: June 22, 2010

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