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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

DAVID FRAIRE,

Plaintiff,

No. C 11-3857 PJH (PR)

vs.

ORDER OF DISMISSAL

SAN QUENTIN STATE PRISON
MEDICAL STAFF and JENNA
STEWART,

Defendants.

_____ /

This is a civil rights case filed pro se by a state prisoner. On the day the case was opened the court notified plaintiff he had neither paid the filing fee or submitted an application for leave to proceed in forma pauperis. A copy of the court's form for applications to proceed in forma pauperis was provided with the notice, along with a return envelope. Plaintiff was warned to pay the fees or file an IFP application within thirty days or the case would be dismissed.

Plaintiff has not responded. The case therefore is **DISMISSED** without prejudice. The clerk shall close the files.

IT IS SO ORDERED.

Dated: October 11, 2011.



PHYLLIS J. HAMILTON
United States District Judge

United States District Court
For the Northern District of California