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United States District Court
For the Northern District of California

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JUAN J. CORTEZ,)	No. C 09-01029 JF (PR)
Plaintiff,)	ORDER OF DISMISSAL
vs.)	
MILTON GONZALEZ, et al.,)	
Defendants.)	

Plaintiff, a state prisoner, filed the instant civil rights action pursuant to 42 U.S.C. § 1983. The matter was transferred to this Court from the Eastern District on March 6, 2009. (Docket No. 6.) On March 16, 2009, the clerk of the Court sent a notification to Plaintiff that the complaint was deficient because he did not pay the filing fee or file an In Forma Pauperis Application. (Docket No. 8) The notification included the warning that the case would be dismissed if Plaintiff failed to respond within thirty days of the notice by either paying the filing fee or filing an application to proceed in forma pauperis. Id. The deadline as since passed, and Plaintiff has failed to respond.

Accordingly, this case is DISMISSED without prejudice for failure to pay the

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filing fee or file a completed in forma pauperis application.

IT IS SO ORDERED.

DATED: 6/5/09



JEREMY FOGEL
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JUAN J. CORTEZ,
Plaintiff,

Case Number: CV09-01029 JF

CERTIFICATE OF SERVICE

v.

MILTON GONZALEZ, et al.,
Defendants.

_____/

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 6/19/09, 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.

Juan J. Cortez V-22545
CALIFORNIA STATE PRISON, CORCORAN (3471)
P.O. BOX 3471
CORCORAN, CA 93212-3471

Dated: 6/19/09

Richard W. Wieking, Clerk