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

JAMES LUCIUS OLIVER,	)	No. C 09-3840 RMW (PR)
	)	
Plaintiff,	)	ORDER OF DISMISSAL
	)	
v.	)	
	)	
WARDEN C. NOLL, et al.,	)	
	)	
Defendants.	)	
_____	)	

Plaintiff, a California state prisoner, filed a pro se civil rights complaint pursuant to 42 U.S.C. § 1983. On June 5, 2012, the court granted defendants’ motion to dismiss plaintiff’s amended complaint for failure to state a claim, and dismissed the amended complaint with leave to amend. In the order, the court ordered plaintiff to file a second amended complaint curing the noted deficiencies within thirty days of the filing date of the order. The court warned that if he failed to file a response within the court’s deadline, it would result in the dismissal of this action without prejudice. More than thirty days have elapsed and the court has received no response from plaintiff.

Accordingly, the instant action is DISMISSED without prejudice. The clerk shall terminate all pending motions and close the file.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
RONALD M. WHYTE  
United States District Judge