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NOT FOR CITATION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

| | | |
|---------------------------|---|------------------------|
| TAHEE A. RASHEED, |) | No. C 09-05866 JF (PR) |
| Plaintiff, |) | ORDER OF DISMISSAL |
| vs. |) | |
| ATTORNEY GENERAL, et al., |) | |
| Defendant(s). |) | |
| _____ |) | |

Plaintiff, a state prisoner, filed a civil rights complaint pursuant to 42 U.S.C. § 1983. On January 14, 2010, Plaintiff notified the Court that the complaint is a duplicate of one previously filed under case number C 09-05793 JF (PR), which is currently pending in this Court. Plaintiff states that the complaint was mailed by mistake. (See C 09-05793 JF (PR), Docket No. 5.) Accordingly, Plaintiff's complaint is DISMISSED as duplicative .

The Clerk shall terminate all pending motions as moot.

IT IS SO ORDERED.

DATED: 1/28/10



 JEREMY FOGEL
 United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

TAHEE ABDULLAH RASHEED,
Plaintiff,

Case Number: CV09-05866 JF

CERTIFICATE OF SERVICE

v.

ATTORNEY GENERAL, 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 1/28/10, 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.

Tahee Abdullah Rasheed J74120
Folsom State Prison
Represa, CA 95671-0066

Dated: 1/28/10

Richard W. Wieking, Clerk