

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

JEFFERY E. WALKER,  
Petitioner,

vs.

PEOPLE OF THE STATE OF  
CALIFORNIA,  
Respondent.

) No. C 11-03177 EJD (PR)

) ORDER GRANTING EXTENSION OF  
) TIME TO FILE COMPLETE *IN*  
) *FORMA PAUPERIS* APPLICATION

On June 27, 2011, Petitioner, a state prisoner proceeding *pro se*, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On the same day, the Clerk of the court sent a notice to Petitioner that a filing fee of \$5.00 was now due or in the alternative, that Petitioner must file an *In Forma Pauperis* (“IFP”) Application. (Docket No. 2.) Petitioner was advised that he must respond within thirty days to avoid the action being dismissed.

Petitioner has since filed two IFP applications which are deficient for the following reasons: 1) the Certificate of Funds in Prisoner’s Account was not completed and signed by an authorized prison official; and 2) Petitioner failed to attach a copy of his prisoner trust account statement showing transactions for the last six months. (Docket Nos. 4 & 5.)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

In the interest of justice, Petitioner is granted an extension of time to file the missing documents to complete his IFP Application. Petitioner must file the missing documents described above **no later than thirty (30) days** from the date this order is filed. In the alternative, Petitioner may file the \$5.00 filing fee in the same time provided.

**FAILURE TO FILE A TIMELY RESPONSE IN ACCORDANCE WITH THIS ORDER WILL RESULT IN THE DISMISSAL OF THIS ACTION WITHOUT FURTHER NOTICE TO PETITIONER.**

The Clerk shall enclose two blank copies of the Certificate of Funds in Prisoner's Account with a copy of this order to Petitioner.

DATED: October 26, 2011

  
EDWARD J. DAVILA  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

JEFFERY E. WALKER,  
Petitioner,

Case Number: CV11-03177 EJD

**CERTIFICATE OF SERVICE**

v.

PEOPLE OF THE STATE OF CALIFORNIA,  
Respondent.

\_\_\_\_\_ /

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 10/26/2011, 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.

Jeffery E. Walker F-11343  
CSP Los Angeles County  
P.O. Box 4670  
Lancaster, CA 93539

Dated: 10/26/2011

Richard W. Wieking, Clerk  
/s/ By: Elizabeth Garcia, Deputy Clerk