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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

ENVER KARAFILI,

Petitioner,

v.

JAMES TILTON, et al.,

Respondents.

Civil No. 07-1372 BEN (NLS)

**ORDER DENYING IN FORMA
PAUPERIS APPLICATION AND
DISMISSING CASE WITHOUT
PREJUDICE AND WITH LEAVE TO
AMEND**

Petitioner, a state prisoner proceeding pro se, has not paid the \$5.00 filing fee and has filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254, together with a request to proceed in forma pauperis pursuant to 28 U.S.C. § 1915(a).

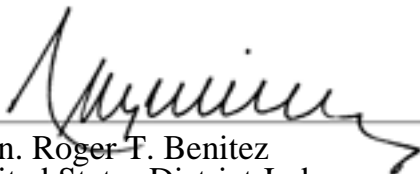
A request to proceed in forma pauperis made by a state prisoner must include a certificate from the warden or other appropriate officer showing the amount of money or securities Petitioner has on account in the institution. Rule 3(a)(2), 28 U.S.C. foll. § 2254; Local Rule 3.2. Petitioner has failed to provide the Court with the required Prison Certificate.

Accordingly, the Court **DENIES** the request to proceed in forma pauperis, and **DISMISSES** the case without prejudice. To have the case reopened, Petitioner must, no later

1 than **October 9, 2007**, provide the Court with: (1) a copy of this Order together with the \$5.00
2 filing fee; or (2) a copy of this Order together with adequate proof that Petitioner cannot pay the
3 \$5.00 filing fee. **THE CLERK OF COURT IS DIRECTED TO MAIL PETITIONER A**
4 **BLANK MOTION TO PROCEED IN FORMA PAUPERIS FORM.**

5 **IT IS SO ORDERED.**

6 DATED: August 6, 2007
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9 Hon. Roger F. Benitez
United States District Judge

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