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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 DONTAYE CRAIG,
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14 v.
15 C.E. DUCART, Warden, et al.,
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Petitioner,
Respondents.

Case No.: 16-2531 GPC (KSC)

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

Petitioner, a state prisoner proceeding pro se, 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).

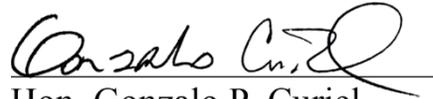
The request to proceed in forma pauperis is denied because Petitioner has not provided the Court with sufficient information to determine Petitioner's financial status. A request to proceed in forma pauperis made by a state prisoner must include a certificate from the warden or other appropriate officer 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 than December 20, 2016, provide the Court with: (1) a copy of this Order together

1 with the \$5.00 filing fee; or (2) a copy of this Order together with adequate proof that
2 Petitioner cannot pay the \$5.00 filing fee. *The Clerk of Court is directed to mail*
3 *Petitioner a blank motion to proceed in forma pauperis form together with a copy of*
4 *this Order.*

5 **IT IS SO ORDERED.**

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7 Dated: October 12, 2016

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9 Hon. Gonzalo P. Curiel
United States District Judge

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