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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

KEN ROBERTS,
Plaintiff,

2:10-CV-01538-PMP-PAL

ORDER

vs.
JAMES GREG COX, et al.,
Defendants.

IT IS ORDERED that Plaintiff Ken Roberts' Motion to Certify Class Action (Doc. #2), filed on September 8, 2010, is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff Roberts shall within thirty days of the date of this Order, file an Application to Proceed *In Forma Pauperis*. In the event Plaintiff fails to do so this action will be **DISMISSED**.

DATED: October 22, 2010.



PHILIP M. PRO
United States District Judge