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COUNSEL/PARTIES OF RECORD  
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CLERK US DISTRICT COURT  
DISTRICT OF NEVADA  
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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ARMANDO M. REYES,  
Petitioner,  
vs.  
U.S. MARSHAL SERVICE, *et al.*,  
Respondents.

3:10-cv-00750-RCJ-RAM  
**ORDER**

This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254, by a Nevada state prisoner. Neither a filing fee nor an application to proceed *in forma pauperis* was submitted with the petition. Petitioner must either submit the \$5.00 filing fee for habeas petitions or an application to proceed *in forma pauperis*.

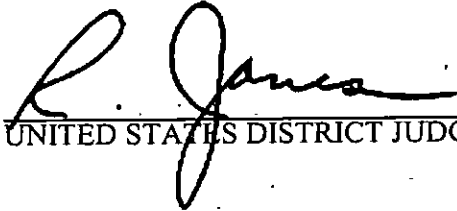
**IT THEREFORE IS ORDERED** that this action is **DISMISSED** without prejudice to the filing of a new petition in a new action. The Clerk of the Court shall enter judgment accordingly.

**IT FURTHER IS ORDERED** that the Clerk of the Court shall send petitioner two copies of an *in forma pauperis* application form for a prisoner, one copy of the instructions for same,

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1 two copies of a blank 28 U.S.C. § 2254 habeas petition form, and one copy of instructions for the  
2 same.

3 Dated: December 29, 2010

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5 UNITED STATES DISTRICT JUDGE  
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