


1 It is further ordered that the Clerk of the Court send petitioner two copies of an in
2 forma pauperis application form for a prisoner, one copy of the instructions for the same,
3 two copies of a blank 28 U.S.C. § 2254 habeas petition form, and one copy of instructions
4 for the same.

5 It is further ordered that petitioner may file a new petition in a new action, but he
6 may not file further documents in this action.

7 It is further ordered that a certificate of appealability is denied. Reasonable jurists
8 would not find the dismissal of the improperly-commenced action without prejudice to be
9 debatable or wrong.

10 It is further ordered that the Clerk of the Court enter judgment accordingly.

11 DATED THIS 21st day of April 2016.

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15 MIRANDA M. DU
16 UNITED STATES DISTRICT JUDGE
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