

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

JAMES J. HOBBS,	)	
	)	
Petitioner,	)	
vs.	)	NO. CIV-13-0279-HE
	)	
UNITED STATES COURT OF	)	
APPEALS,	)	
	)	
Respondent.	)	

**ORDER**


Petitioner, a state prisoner proceeding *pro se*, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner subsequently sought leave to proceed *in forma pauperis*. Consistent with 28 U.S.C. § 636(b)(1)(B), the matter was referred for initial proceedings to Magistrate Judge Gary M. Purcell. In a Report and Recommendation [Doc. #5], Judge Purcell recommended that the motion be denied because petitioner has sufficient financial resources to pay the fee. Petitioner filed a motion for an extension of time to pay the filing fee and later paid the \$5.00 fee.

In light of plaintiff’s payment of the full filing fee, his motions to proceed *in forma pauperis* [Doc. #2] and for an extension of time to pay the filing fee [Doc. #6] are

**STRICKEN as MOOT.**

**IT IS SO ORDERED.**

Dated this 20th day of May, 2013.

  
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JOE HEATON  
UNITED STATES DISTRICT JUDGE