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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GERROD HERNDON,

 Plaintiff,

 v.

CALIFORNIA CORRECTIONAL
HEALTH CARE SERVICES, et al.,

 Defendants.

No. 2:16-cv-1169 CKD P

ORDER &
FINDINGS AND RECOMMENDATIONS

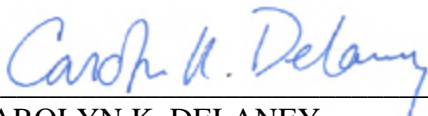
Plaintiff, a state prisoner, commenced this action in March 2016. Plaintiff submitted a request to proceed in forma pauperis; however, it was incomplete. (ECF No. 2.) On June 9, 2016, the court directed plaintiff to file a completed in forma pauperis affidavit and a certified copy of his prison trust account statement within thirty days, or face dismissal of this action. (ECF No. 4.) The thirty day period has now expired, and plaintiff has not submitted the required documents or responded to the court’s order. Thus the undersigned will recommend that this action be dismissed without prejudice.

Accordingly, IT IS HEREBY ORDERED that the Clerk of Court shall assign a district judge to this action.

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

1 These findings and recommendations are submitted to the United States District Judge
2 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
3 after being served with these findings and recommendations, any party may file written
4 objections with the court and serve a copy on all parties. Such a document should be captioned
5 “Objections to Magistrate Judge’s Findings and Recommendations.” Any response to the
6 objections shall be filed and served within fourteen days after service of the objections. The
7 parties are advised that failure to file objections within the specified time may waive the right to
8 appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

9 Dated: July 22, 2016

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11 _____
12 CAROLYN K. DELANEY
13 UNITED STATES MAGISTRATE JUDGE
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