

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

16 Pursuant to the order of February 13, 2009 (doc. # 13), and the Plaintiff having
17 failed to pay the filing fee or to file an application to proceed *in forma pauperis*,

18 IT IS ORDERED that the Clerk enter judgment dismissing this action without
19 prejudice for failure to pay the filing fee. The Clerk shall terminate this action.

20 DATED this 9th day of April, 2009.

Neil V. Wake
Neil V. Wake
United States District Judge