

1 Magistrate Judge denied the request but extended the deadline to October 3, 2017.
2 (ECF No. 158.) The deadline passed and Plaintiff did not submit the filing fee. Instead,
3 on September 29, 2017, Plaintiff filed a motion for the appointment of counsel. (ECF No.
4 159.) Therein, he asks, "What is the filing fee?"

5 The Court acknowledges that the most recent order requiring Plaintiff to pay the
6 filing fee did not inform Plaintiff of the amount of the fee. (ECF No. 156) However,
7 Plaintiff previously was informed that the filing fee in this action is \$400. (ECF No. 141.)
8 Furthermore, Plaintiff is not incarcerated. Information regarding the filing fee is publicly
9 available. Plaintiff could have timely informed himself of the amount of the fee, and
10 provides no reason he did not do so.

11 Accordingly, this action is HEREBY DISMISSED, without prejudice, pursuant to
12 Local Rule 110 for Plaintiff's failure to pay the filling fee. The Clerk is directed to
13 terminate all pending motions and close this case.

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15 IT IS SO ORDERED.

16 Dated: October 4, 2017

/s/ Lawrence J. O'Neill
UNITED STATES CHIEF DISTRICT JUDGE

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