

1 **UNITED STATES DISTRICT COURT**

2 EASTERN DISTRICT OF CALIFORNIA

3
4 JAE JUNE PAK,

Case No. 1:13-cv-01109-AWI-SKO PC

5 Plaintiff,

ORDER DISMISSING ACTION WITHOUT
PREJUDICE FOR FAILURE TO
PROSECUTE

6 v.

SIX UNKNOWN NAMES AGENTS, et al.,

(Doc. 2)

7 Defendants.
8 _____/

9 Plaintiff June Jae Pak, a federal prisoner proceeding pro se, filed this civil rights action on
10 July 18, 2013. On July 22, 2013, the Court issued an order striking Plaintiff's unsigned complaint
11 and requiring Plaintiff to file a signed complaint and either pay the \$400.00 filing fee or file an
12 application to proceed in forma pauperis, within thirty days. More than thirty days have passed
13 and Plaintiff has not complied with or otherwise responded to the Court's order.¹ Plaintiff was
14 warned that dismissal would occur if he failed to obey the order.

15 A civil action may not proceed absent the submission of a signed complaint and either the
16 filing fee or a completed application to proceed in forma pauperis. 28 U.S.C. §§ 1914, 1915; Fed.
17 R. Civ. P. 3, 11(a). Based on Plaintiff's failure to comply with the Court's order, dismissal of this
18 action is appropriate. *In re Phenylpropanolamine (PPA) Products Liability Litigation*, 460 F.3d
19 1217, 1226 (9th Cir. 2006); Local Rule 110.

20 Accordingly, the Court HEREBY ORDERS this action dismissed, without prejudice, for
21 failure to prosecute.

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24 IT IS SO ORDERED.

25 Dated: October 22, 2013


26
27 _____
28 SENIOR DISTRICT JUDGE

¹ **Error! Main Document Only.** On August 6, 2013, the United States Postal Service returned the order as undeliverable. However, Plaintiff has not notified the Court of any change in his address. Absent such notice, service at a party's prior address is fully effective. Local Rule 182(f).

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