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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

JACOB MICHAEL RENSHAW,  
Plaintiff,  
v.  
KENNETH BIRD, M.D., et al.,  
Defendants.

Case No. 1:14-cv-00302-SKO (PC)

ORDER DISMISSING ACTION, WITH  
PREJUDICE, FOR FAILURE TO STATE  
A CLAIM UPON WHICH RELIEF MAY  
BE GRANTED UNDER SECTION 1983

(Docs. 8 and 9)

ORDER THAT DISMISSAL IS SUBJECT  
TO 28 U.S.C. § 1915(G)

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Plaintiff Jacob Michael Renshaw, a prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on March 4, 2014. On June 5, 2015, the Court dismissed Plaintiff’s amended complaint for failure to state a claim under section 1983 and ordered Plaintiff to file a second amended complaint within thirty days. 28 U.S.C. § 1915A; 28 U.S.C. § 1915(e). More than thirty days have passed and Plaintiff has not complied with or otherwise responded to the Court’s order. As a result, there is no pleading on file which sets forth any claims upon which relief may be granted.

Accordingly, pursuant to 28 U.S.C. § 1915A and 28 U.S.C. § 1915(e), this action is **HEREBY DISMISSED**, with prejudice, based on Plaintiff’s failure to state a claim upon which relief may be granted under section 1983. This dismissal is subject to the “three-strikes” provision

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1 set forth in 28 U.S.C. § 1915(g). *Coleman v. Tollefson*, \_\_ U.S. \_\_, \_\_, 125 S.Ct. 1759, 1765  
2 (2015).

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4 IT IS SO ORDERED.

5 Dated: July 30, 2015

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

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