



1 Plaintiff's failure to comply with the Court's May 3, 2017 order, for failure to state a claim, and  
2 for failure to prosecute. (ECF No. 35.)

3 On June 26, 2017, Plaintiff filed a motion, addressed to the Clerk of the Court, requesting  
4 a stay of proceedings or the appointment of counsel due to recent medical issues. (ECF No. 36.)  
5 The Court denied Plaintiff's motion for stay of proceedings and for appointment of counsel  
6 without prejudice, but found it appropriate to discharge the order to show cause and to grant  
7 Plaintiff thirty (30) days from June 30, 2017, to file an amended complaint. (ECF No. 37.)  
8 Plaintiff was warned that if he failed to file an amended complaint in compliance with the Court's  
9 order, the Court would dismiss this action, with prejudice, for failure to state a claim and failure  
10 to obey a court order. (ECF No. 37, p. 3.) The deadline for Plaintiff to file an amended  
11 complaint has passed, and he has not complied with or otherwise responded to the Court's order.

12 Accordingly, it is HEREBY ORDERED that Plaintiff shall show cause in writing, within  
13 **fourteen (14) days** of the date of service of this order, why this action should not be dismissed,  
14 with prejudice, for failure to comply with the Court's June 30, 2017 order, for failure to state a  
15 claim, and for failure to prosecute. Plaintiff can comply with this order to show cause by filing a  
16 third amended complaint. **The failure to comply with this order will result in the dismissal of**  
17 **this action, with prejudice, for failure to state a claim, failure to obey a court order, and**  
18 **failure to prosecute.**

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20 IT IS SO ORDERED.

21 Dated: August 11, 2017

22 /s/ Barbara A. McAuliffe  
23 UNITED STATES MAGISTRATE JUDGE  
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