

1
2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF CALIFORNIA

4 JAMES DAVID LOGAN, II,
5 Plaintiff,

6 v.

7 DR. TOMER and DR. GLADSTEIN,
8 Defendants.
9

Case No. 1:17-cv-00887 -EPG (PC)
ORDER DISMISSING CASE FOR
FAILURE TO PAY FILING FEE
(ECF NO. 13)

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11 James David Logan, II (“Plaintiff”) is a state prisoner proceeding *pro se* with this civil
12 rights action filed pursuant to 42 U.S.C. § 1983. On July 19, 2017, Plaintiff consented to
13 magistrate judge jurisdiction in this action pursuant to 28 U.S.C. § 636(c) (ECF No. 8), and no
14 other parties have made an appearance. Therefore, pursuant to Appendix A(k)(4) of the Local
15 Rules of the Eastern District of California, the undersigned shall conduct any and all
16 proceedings in the case until such time as reassignment to a district judge is required. Local
17 Rule Appendix A(k)(3).

18 On September 6, 2017, the Court issued an order denying Plaintiff’s application to
19 proceed in forma pauperis, ordering Plaintiff to pay the \$400.00 filing fee in full within 30 days
20 of the date of service of the order if he wanted to proceed with this case, and warning Plaintiff
21 that “[f]ailure to pay the filing fee within 30 days of the date of service of this order will result
22 in dismissal of this action.” (ECF No. 13, pgs. 5-6).

23 The thirty day period has expired and Plaintiff has failed to pay the \$400 filing fee.

24 Accordingly, IT IS ORDERED that the case is DISMISSED.
25 IT IS SO ORDERED.

26 Dated: October 19, 2017

27 /s/ Eric P. Grogan
28 UNITED STATES MAGISTRATE JUDGE

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