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8	UNITED STATES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA	
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11	MICHAEL MATHEW ROE,	Case No. 1:17-cv-01220-BAM (PC)
12	Plaintiff,	ORDER TO SHOW CAUSE WHY THIS ACTION SHOULD NOT BE DISMISSED
13	V.	FOR FAILURE TO PROSECUTE AND FAILURE TO OBEY A COURT ORDER (ECF No. 4)
14	McCURRY, et al.,	
15	Defendants.	TWENTY (20) DAY DEADLINE
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17	Plaintiff Michael Mathew Roe ("Plaintiff") is a state prisoner proceeding pro se in this	
18	civil rights action under 42 U.S.C. § 1983. Plaintiff initiated this action on September 11, 2017.	
19	(ECF No. 1.) On September 14, 2017, the Court issued an order directing Plaintiff to submit an	
20	application to proceed in forma pauperis or pay the filing fee within forty-five (45) days. (ECF	
21	No. 4.) The deadline to submit the application or pay the filing fee has expired, and Plaintiff has	
22	not complied with this order or otherwise communicated with the Court about this matter.	
23	Local Rule 110 provides that "[f]ailure of counsel or of a party to comply with these Local	
24	Rules or with any order of the Court may be grounds for imposition by the Court of any and all	
25	sanctions within the inherent power of the Court." Further, the failure of Plaintiff to prosecute	
26	this action is grounds for dismissal. In re Phenylpropanolamine (PPA) Products Liability	
27	Litigation, 460 F.3d 1217, 1226 (9th Cir. 2006).	
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1	Accordingly, the Court HEREBY ORDERS that:	
2	1. The Clerk of the Court shall serve this order and a blank application to proceed in forma	
3	pauperis on Plaintiff;	
4	2. Within twenty (20) days of service of this order, Plaintiff shall EITHER:	
5	a. Complete and return the application to proceed in forma pauperis, or in the	
6	alternative, pay the \$400.00 filing fee for this action; OR	
7	b. Show cause in writing why this action should not be dismissed for failure to	
8	prosecute and failure to obey a court order; and	
9	3. <u>Plaintiff's failure to comply with this order will result in the dismissal of this action</u>	
10	for failure to prosecute and failure to obey a court order.	
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12	IT IS SO ORDERED.	
13	Dated: November 8, 2017 /s/ Barbara A. McAuliffe	
14	UNITED STATES MAGISTRATE JUDGE	
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