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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GREGORY RICHARDSON,
Plaintiff,
v.
CALIFORNIA DEP'T OF
CORRECTIONS AND
REHABILITATION, et al.,
Defendants.

No. 1:18-cv-0429 LJO JLT P
FINDINGS AND RECOMMENDATIONS TO
DISMISS WITHOUT PREJUDICE

By an order filed May 21, 2018, plaintiff was ordered to pay the filing fee in this action or file a completed in forma pauperis affidavit and a certified copy of his prison trust account statement, and he was cautioned that failure to do so would result in a recommendation that this action be dismissed. The thirty-day period has now expired, and plaintiff has not responded to the court's order and has not paid the filing fee or filed the required documents.

Thus, the Court **RECOMMENDS** that this action be dismissed without prejudice.

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, any party may file written objections with the court and serve a copy on all parties. Such a document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Any response to the

1 objections shall be filed and served within fourteen days after service of the objections. The
2 parties are advised that failure to file objections within the specified time may waive the right to
3 appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

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IT IS SO ORDERED.

Dated: September 25, 2018

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE