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

JAMES SCOTT ALVA,
Plaintiff,
v.
STATE OF CALIFORNIA, et al.,
Defendant.

Case No. 1:24-cv-0686 JLT SKO

ORDER DISMISSING ACTION WITHOUT
PREJUDICE FOR PLAINTIFF’S FAILURE TO
PAY FILING FEE

On October 21, 2024, the Court found Plaintiff is subject to the three strikes bar of 28 U.S.C. § 1915 and he was not in imminent danger of serious physical injury. (Doc. 19.) Despite the Court’s warning that failure to pay the filing fee would result in dismissal (*id.* at 2), Plaintiff failed to pay the required fee. Without such payment, the action cannot proceed before the Court. *See Saddozai v. Davis*, 35 F.4th 705, 709 (9th Cir. 2022). Thus, the Court **ORDERS**:

- 1. The action is **DISMISSED** without prejudice.
- 2. The Clerk of Court is directed to close this case.

IT IS SO ORDERED.

Dated: November 26, 2024


UNITED STATES DISTRICT JUDGE