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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	AMILCAR GUEVARA,	No. 2:09-cv-1132 TLN KJN P
12	Plaintiff,	
13	v.	ORDER and FINDINGS & RECOMMENDATIONS
14	A. RALLS,	
15	Defendant.	
16		
17	By order filed October 11, 2013, this court directed plaintiff to file a pretrial statement on	
18	or before December 13, 2013. Plaintiff has not responded to the court's order. The court will	
19	therefore recommend that this action be dismissed without prejudice. See Fed. R. Civ. P. 16(f);	
20	Local Rule 110.	
21	In accordance with the above, IT IS HEREBY ORDERED that:	
22	1. Defendants are relieved from filing a pretrial statement.	
23	2. The pretrial conference set for March 21, 2014, is vacated; and	
24	IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See	
25	Fed. R. Civ. P. 16(f); Local Rule 110.	
26	These findings and recommendations are submitted to the United States District Judge	
27	assigned to the case, pursuant to the provision	ns of 28 U.S.C. § 636(b)(l). Within fourteen days

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 objections shall be filed and served within fourteen days after service of the objections. The parties are advised that failure to file objections within the specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991). Dated: January 2, 2014 /guev1132.fpt UNITED STATES MAGISTRATE JUDGE