


1 recommendation that his action be dismissed pursuant to Federal Rule of Civil Procedure 41(b)
2 and Local Rule 110.” Petitioner has not responded in any way to the court’s October 11 order.

3 Pursuant to Rule 41(b), the district court may dismiss an action “for failure to comply with
4 any order of the court.” Ferdik v. Bonzelet, 963 F.2d 1258, 1260 (9th Cir. 1992); see also E.D.
5 Cal. R. 110. Petitioner was advised in the October 11 order that his failure to respond to the
6 court’s order would result in a recommendation that this action be dismissed.

7 Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without
8 prejudice.

9 These findings and recommendations will be submitted to the United States District Judge
10 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
11 after being served with these findings and recommendations, petitioner may file written
12 objections with the court. The document should be captioned “Objections to Magistrate Judge's
13 Findings and Recommendations.” Petitioner is advised that failure to file objections within the
14 specified time may result in waiver of the right to appeal the district court’s order. Martinez v.
15 Ylst, 951 F.2d 1153 (9th Cir. 1991).

16 Dated: December 14, 2016

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20 DEBORAH BARNES
21 UNITED STATES MAGISTRATE JUDGE
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