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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GIORGINO HUERTA,

 Plaintiff,

 v.

TIM VIRGA,

 Defendant.

No. 2:14-cv-1419 DAD P

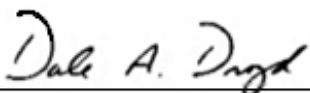
ORDER

Plaintiff is a state prisoner proceeding pro se and in forma pauperis in this civil rights action filed pursuant to 42 U.S.C. § 1983. Plaintiff has consented to magistrate judge jurisdiction for all purposes pursuant to 28 U.S.C. § 636(c) and Local Rule 305(a). (See ECF No. 13.)

By order filed July 20, 2015, plaintiff’s complaint was dismissed and plaintiff was granted thirty days leave to file an amended complaint. More than forty-five days from that date have now passed, and plaintiff has not filed an amended complaint, or otherwise responded to the court’s order.

Accordingly, IT IS HEREBY ORDERED that this action is dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

Dated: September 8, 2015



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE