1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 SHAWN HAWK, No. 2:14-cv-2003 KJN P 12 Petitioner. 13 v. ORDER AND FINDINGS AND 14 CALIFORNIA BOARD OF PRISON HEARINGS. 15 Respondent. 16 17 By an order filed September 9, 2014, petitioner was ordered to file an in forma pauperis 18 affidavit or to pay the appropriate filing fee, within thirty days, or his application would be 19 dismissed. The thirty day period has now expired, and petitioner has not responded to the court's 20 order, has not filed an in forma pauperis affidavit, and has not paid the appropriate filing fee. 21 Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court is directed to assign 22 a district judge to this case; and 23 IT IS RECOMMENDED that this action be dismissed without prejudice. These findings and recommendations are submitted to the United States District Judge 24 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(l). Within fourteen days 25 26 after being served with these findings and recommendations, petitioner may file written 27 objections with the court. The document should be captioned "Objections to Magistrate Judge's

Findings and Recommendations." Petitioner is advised that failure to file objections within the

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1	specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 95
2	F.2d 1153 (9th Cir. 1991).
3	Dated: October 28, 2014
4	Ferdal J. Newman
5	/hawk2003.fpf KENDALL J. NEWMAN UNITED STATES MAGISTRATE JUDGE
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