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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GARY DALE BARGER, aka GARY FISHER,

Plaintiff,

v.

DIRECTOR OF OPS OF CDCR,

Defendant.

No. 2:14-cv-2311 DAD P

ORDER AND
FINDINGS & RECOMMENDATIONS

By order filed December 3, 2014, plaintiff was ordered to pay the appropriate filing fees within thirty days and was cautioned that failure to do so would result in a recommendation that this action be dismissed. The thirty day period has now expired, and plaintiff has not paid the appropriate filing fee.

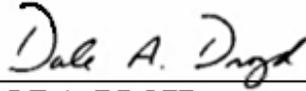
Accordingly, IT IS HEREBY ORDERED that the Clerk of Court assign a district judge to this action.

Further, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice.

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, any party may file written objections with the court and serve a copy on all parties. Such a document should be captioned

1 “Objections to Magistrate Judge’s Findings and Recommendations.” Any response to the
2 objections shall be filed and served within fourteen days after service of the objections. The
3 parties are advised that failure to file objections within the specified time may waive the right to
4 appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

5 Dated: February 25, 2015

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8 DALE A. DROZD
9 UNITED STATES MAGISTRATE JUDGE

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