## 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 CALVIN S. LYNN, No. 2:14-cv-2690 KJN P 12 Plaintiff. 13 v. ORDER & 14 CALIFORNIA DEPARTMENT OF FINDINGS AND RECOMMENDATIONS CORRECTIONS AND 15 REHABILITATION AND EMPLOYEES. 16 Defendants. 17 18 By an order filed March 4, 2015, plaintiff was ordered to file an in forma pauperis 19 affidavit within thirty days and was cautioned that failure to do so would result in a 20 recommendation that this action be dismissed. The thirty day period has now expired, and 21 plaintiff has neither responded to the court's order nor filed an in forma pauperis affidavit. 22 Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court shall appoint a district judge in this action. 23 24 IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. These findings and recommendations are submitted to the United States District Judge 25 26 assigned to the case, pursuant to the provisions 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

after being served with these findings and recommendations, any party may file written

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"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: May 12, 2015 UNITED STATES MAGISTRATE JUDGE /lynn2690.fifp