(PC) Pelayo	yo v. Collins, et al. II	
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8	IN THE UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	1 MARTIN PELAYO,	No. 2:15-cv-1246-CMK-P
12	Plaintiff,	
13	3 vs.	ORDER
14	4 COLLINS, et al.,	
15	Defendants.	
16		
17	Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42	
18	U.S.C. § 1983. Plaintiff has consented to Magistrate Judge jurisdiction pursuant to 28 U.S.C. §	
19	636(c) and no other party has been served or appeared in the action.	
20	The court issued an order to show cause on December 22, 2016, requiring plaintiff	
21	1 to show cause why this action should not be dismiss	ed for failure to file an amended complaint.
22	Plaintiff was warned that failure to file an amended complaint may result in dismissal of this	
23	action for lack of prosecution and failure to comply with court rules and orders. See Local Rule	
24	110. To date, plaintiff has not filed a response to the order to show cause or an amended	
25	complaint.	
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The undersigned therefore finds it appropriate to dismiss this action for plaintiff's failure to comply to court orders, and failure to file an amended complaint.

## Accordingly, IT IS HEREBY ORDERED that:

- 1. This action is dismissed without prejudice; and
- 2. The Clerk of the Court is directed to close this case.

DATED: May 12, 2017

CRAIG M. KELLISON

UNITED STATES MAGISTRATE JUDGE