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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROBERT WILLIAM TUNSTALL, JR.,
Plaintiff,
v.
ROBERT FOX,
Defendant.

No. 2:15-cv-1806 CKD P

ORDER AND
FINDINGS AND RECOMMENDATIONS

By order filed October 19, 2015, plaintiff was ordered to file a proper complaint within thirty days or face dismissal of this action. That period has passed, and plaintiff has not filed a complaint or otherwise responded to the court’s order. Nor has plaintiff filed a complete application to proceed in forma pauperis.

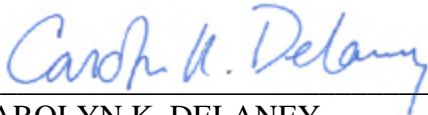
Accordingly, IT IS HEREBY ORDERED that the Clerk of Court shall assign a district judge to this action.

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

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, plaintiff may file written objections with the court. The document should be captioned “Objections to Magistrate Judge’s Findings

1 and Recommendations.” Plaintiff is advised that failure to file objections within the specified
2 time may waive the right to appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153
3 (9th Cir. 1991).

4 Dated: December 2, 2015



5 CAROLYN K. DELANEY
6 UNITED STATES MAGISTRATE JUDGE

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