1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 ROBERT COATS, No. 2:15-cv-2005 TLN CKD PS 12 Plaintiff. 13 FINDINGS AND RECOMMENDATIONS v. 14 AFNI, INC., 15 Defendant. 16 17 By order filed September 25, 2015, plaintiff was granted fourteen days in which to submit 18 the appropriate fees to the Clerk of Court. Plaintiff was cautioned that failure to pay the filing 19 and general administrative fees in the amount of \$400 would result in a recommendation that the 20 action be dismissed. Plaintiff has not paid the requisite fees and has not otherwise responded to 21 the court's order. 22 Accordingly, IT IS HEREBY RECOMMENDED that: 1. Plaintiff's motion to proceed in forma pauperis (ECF No. 2) be denied; and 23 24 2. 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 25 26 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days 27 after being served with these findings and recommendations, any party may file written 28 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." Failure to file objections	
2	within the specified time may waive the right to	appeal the District Court's order. Martinez v.
3	<u>Ylst</u> , 951 F.2d 1153 (9th Cir. 1991).	
4	Dated: October 14, 2015	Carop U. Delany
5		CAROLYN K. DELANEY
6	1	UNITED STATES MAGISTRATE JUDGE
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