1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 WILLIE WEAVER, No. 2:17-cv-0776 DB P 12 Plaintiff. ORDER AND FINDINGS AND RECOMMENDATIONS 13 v. 14 KENDALL, 15 Defendant. 16 17 By an order filed April 14, 2017, plaintiff was ordered to file a completed in forma 18 pauperis affidavit and a certified copy of his prison trust account statement, and was cautioned 19 that failure to do so would result in a recommendation that this action be dismissed. The thirty 20 day period has now expired, and plaintiff has not responded to the court's order and has not filed 21 the required documents. 22 In accordance with the above, IT IS HEREBY ORDERED that the Clerk of the Court is directed to assign a district judge to this case; and 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 27 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

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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: May 25, 2017
6	DEBORAH BARNES UNITED STATES MAGISTRATE JUDG
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