

1 orders. ECF No. 15. Plaintiff filed a request for an extension of time and objections on April 19
2 & 27, 2018. ECF Nos. 16, 18. On April 30, 2018, the court withdrew the April 18 findings and
3 recommendations and granted plaintiff an additional 45 days in which to file his amended
4 complaint. The time for acting has passed and plaintiff has again failed to timely file an amended
5 complaint or otherwise respond to the court's order.

6 A party's failure to comply with any order or with the Local Rules "may be grounds for
7 imposition by the Court of any and all sanctions authorized by statute or Rule or within the
8 inherent power of the Court." E.D. Cal. Local Rule 110. The court may dismiss an action with or
9 without prejudice, as appropriate, if a party disobeys an order or the Local Rules. *See Ferdik v.*
10 *Bonzelet*, 963 F.2d 1258, 1263 (9th Cir. 1992) (district court did not abuse discretion in
11 dismissing pro se plaintiff's complaint for failing to obey an order to re-file an amended
12 complaint to comply with Federal Rules of Civil Procedure); *Carey v. King*, 856 F.2d 1439,
13 1440-41 (9th Cir. 1988) (dismissal for pro se plaintiff's failure to comply with local rule
14 regarding notice of change of address affirmed).

15 Accordingly, it is hereby RECOMMENDED that this action be DISMISSED without
16 prejudice. Fed. R. Civ. P. 41(b); E. D. Cal. Local Rule 110.

17 These findings and recommendations are submitted to the United States District Judge
18 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
19 after being served with these findings and recommendations, any party may file written
20 objections with the court and serve a copy on all parties. Such a document should be captioned
21 "Objections to Magistrate Judge's Findings and Recommendations." Any response to the
22 objections shall be served and filed within fourteen days after service of the objections. The
23 parties are advised that failure to file objections within the specified time may waive the right to
24 appeal the District Court's order. *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1998); *Martinez*
25 *v. Ylst*, 951 F.2d 1153 (9th Cir. 1991).

26 Dated: June 28, 2018.

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28 EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE