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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ALONZO JOSEPH,  
Plaintiff,  
v.  
FRANKLIN et al.,  
Defendants.

No. 2:17-cv-1741-WBS-EFB P


ORDER

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On September 5, 2018, the Court denied plaintiff's application to proceed in forma pauperis because he is a three-strikes litigant within the meaning of 28 U.S.C. § 1915(g) and granted plaintiff fourteen days within which to pay the \$400 filing fee for this action. ECF No. 13. Plaintiff was warned that failure to pay the filing fee within fourteen days would result in dismissal of this action. *Id.* Plaintiff has not paid the filing fee or otherwise responded to the Court's order. Instead, he filed Notice of Appeal on September 24, 2018. ECF No. 15.

Accordingly, IT IS HEREBY ORDERED that this action is dismissed.

Dated: September 27, 2018

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE