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**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

KIMBERLY LYNN WILBURN,  
Plaintiff,  
v.  
COMMISSIONER OF SOCIAL  
SECURITY,  
Defendant.

No. 2:18-CV-0994-WBS-DMC

ORDER

Plaintiff, who is proceeding pro se, brings this action for judicial review of a final decision of the Commissioner of Social Security under 42 U.S.C. § 405(g). On August 22, 2018, the court granted plaintiff's motion for leave to proceed in forma pauperis. That order required plaintiff to submit to the United States Marshal, within 15 days of the date of service of the order, a completed summons and copies of the complaint, and file a statement with the court that said documents have been submitted. Plaintiff was warned that failure to comply may result in dismissal of this action for lack of prosecution and failure to comply with court rules and orders. See Local Rule 110. As of September 18, 2018, plaintiff had not complied and the court directed plaintiff to show cause within 30 days why the action should not be dismissed. On October 25, 2018, the court extended the deadline to respond to the court's September 18, 2018, order to show cause to 30 days from the date of the order. More than 30 days have elapsed and

1 plaintiff has neither responded to the court's order to show cause nor submitted the required  
2 service documents as originally directed.

3 In light of plaintiff's non-compliance, the court issued findings and  
4 recommendations on January 17, 2019, for dismissal of this action for lack of prosecution. In  
5 response, plaintiff now seeks additional time to submit the required documents to the United  
6 States Marshal. In the interest of justice, the court will grant plaintiff one additional extension of  
7 time to comply. Plaintiff is cautioned, however, continued non-compliance will result in the  
8 January 17, 2019, findings and recommendations being submitted to the District Judge for final  
9 consideration.

10 Accordingly, IT IS HEREBY ORDERED that, within 30 days of the date of this  
11 order, plaintiff shall submit the documents described in the court's August 22, 2018, scheduling  
12 order to the United States Marshal and file notice with the court that the necessary documents  
13 have been submitted.

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15 Dated: February 14, 2019



16 DENNIS M. COTA  
17 UNITED STATES MAGISTRATE JUDGE  
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