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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL L. OVERTON,

Plaintiff,

v.

CALIFORNIA BOARD OF PRISON
HEARINGS, et al.,

Defendants.

No. 2:21-cv-0970 AC

ORDER AND FINDINGS AND
RECOMMENDATIONS

On June 9, 2021, plaintiff was sent and ordered to file a completed in forma pauperis affidavit within thirty days, and he was cautioned that failure to do so would result in a recommendation that this action be dismissed. ECF No. 3. The thirty-day period has now expired, and plaintiff has not filed the document, nor has he responded to the court’s order in any way.

In accordance with the above, IT IS HEREBY ORDERED that the Clerk of Court is directed to randomly assign a District Judge to this action, and

IT IS FURTHER RECOMMENDED that this action be DISMISSED without prejudice.

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within twenty-one days after being served with these findings and recommendations, plaintiff may file written objections

1 with the court. Such a document should be captioned “Objections to Magistrate Judge’s Findings
2 and Recommendations.” Plaintiff is advised that failure to file objections within the specified
3 time may waive the right to appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153
4 (9th Cir. 1991).

5 DATED: July 19, 2021

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7 ALLISON CLAIRE
8 UNITED STATES MAGISTRATE JUDGE
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