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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BERNARDO CASTILLO,
Petitioner,
v.
COUNTY OF ELDORADO,
Respondent.

No. 2:21-cv-1194 DB P

ORDER AND FINDINGS AND
RECOMMENDATIONS

Petitioner is a county inmate proceeding pro se with a petition for a writ of habeas corpus under 28 U.S.C. § 2254. In an order filed July 12, 2021, this court ordered petitioner to either pay the filing fee or submit a motion to proceed in forma pauperis within 30 days. Petitioner was warned that his failure to comply with the July 12 order would result in a recommendation that this action be dismissed. (ECF No. 3.) Thirty days have passed and petitioner has not paid the filing fee, submitted a motion to proceed in forma pauperis, or otherwise responded to the July 12 order.

Accordingly, the Clerk of the Court is HEREBY ORDERD to randomly assign a district judge to this case; and

IT IS RECOMMENDED that this action be dismissed for petitioner’s failure to comply with a court order and failure to prosecute this case. See E.D. Cal. R. 110; Fed. R. Civ. P. 41.

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1 These findings and recommendations will be submitted to the United States District Judge
2 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within thirty days after
3 being served with these findings and recommendations, petitioner may file written objections
4 with the court. The document should be captioned “Objections to Magistrate Judge's Findings
5 and Recommendations.” Petitioner is advised that failure to file objections within the specified
6 time may result in waiver of the right to appeal the district court’s order. Martinez v. Ylst, 951
7 F.2d 1153 (9th Cir. 1991).

8 Dated: September 3, 2021

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11 DEBORAH BARNES
12 UNITED STATES MAGISTRATE JUDGE
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