

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RUDY CARO,
Plaintiff,
v.
THE MEMBERS OF C
Defendant

Case No. 13-3416 WHO (PR)

ORDER OF DISMISSAL

THE MEMBERS OF CONGRESS, et al.,
Defendants.

Plaintiff has failed to comply with the Court's order to (1) file a complete application to proceed *in forma pauperis* ("IFP"), or (2) pay the full filing fee of \$350.00. Accordingly, the action is DISMISSED without prejudice for failing to respond to the Court's order, and for failure to prosecute, *see* Fed. R. Civ. P. 41(b). Because this dismissal is without prejudice, plaintiff may move to reopen the action. Any such motion **must** contain (1) a complete IFP application, or (2) the full filing fee of \$350.00. His motion for an extension of time (Docket No. 3) is DENIED. The Clerk shall enter judgment in favor of defendants, and close the file.

IT IS SO ORDERED.

Dated: September 3, 2013

W.H.O.
WILLIAM H. ORRICK
United States District Judge