

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIARUDY CARO,  
Plaintiff,

v.

THE MEMBERS OF CONGRESS, et al.,  
Defendants.

Case No. 13-3416 WHO (PR)

**ORDER OF DISMISSAL**

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  
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WILLIAM H. ORRICK  
United States District Judge