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United States District Court
For the Northern District of California

E-Filed 9/17/13

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TERRY ALEXANDER,
Plaintiff,

No. C 13-3740 RS (PR)

ORDER OF DISMISSAL

v.

JOHN DOE,
Defendant.

Plaintiff has failed to comply with the Court's order to (1) file an application to proceed *in forma pauperis* ("IFP"), or (2) pay the full filing fee of \$350.00. Plaintiff also failed to file a complaint. 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 full payment for the filing fee of \$350.00, **and** (2) a complaint. The Clerk shall enter judgment in favor of defendant, and close the file.

IT IS SO ORDERED.

DATED: September 17, 2013


RICHARD SEEBORG
United States District Judge

No. C 13-3740 RS (PR)
ORDER OF DISMISSAL