

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAWILLIAM VAN BATENBURG,
Plaintiff,
v.
DANIEL PARAMO, et al.,
Defendants.Case No. [16-cv-06810-WHO](#) (PR)**ORDER OF DISMISSAL**

Plaintiff William Van Batenburg failed to comply with the Court's order to (1) file a complete application to proceed *in forma pauperis* ("IFP"), or (2) pay the filing fee of \$400.00. Accordingly, this federal civil rights 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, Van Batenburg may move to reopen the action. Any such motion **must** contain a complete IFP application, **or** full payment for the \$400.00 filing fee.

The Clerk shall enter judgment in favor of defendants, and close the file.

IT IS SO ORDERED.

Dated: January 6, 2017


WILLIAM H. ORRICK
United States District Judge