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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TERRY R. HAWES,
Plaintiff,
v.
ROBERT DOYLE,
Defendant.

Case No. [17-cv-05598-WHO](#) (PR)

ORDER OF DISMISSAL

Dkt. No. 2

United States District Court
Northern District of California

Plaintiff Terry Hawes has not complied 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. The IFP application does not contain a Certificate of Funds signed by an authorized prison officer, nor a prison trust account statement showing transactions for the last six months. 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, Hawes may move to reopen the action. Any such motion **must** contain the two documents listed above, **or** full payment for the \$400.00 filing fee.

Hawes’s IFP application (Dkt. No. 2) is DENIED as insufficient.

The Clerk shall terminate Docket No. 2, enter judgment in favor of defendant, and close the file.

IT IS SO ORDERED.

Dated: November 17, 2017


WILLIAM H. ORRICK
United States District Judge