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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 BRUD ROSSMANN,

12 Plaintiff,

13 v.

14 SUSAN WOJCICKI, ET AL.,

15 Defendants.
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Case No.: 3:19-CV-00014 JAH (NLS)

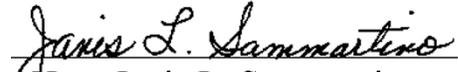
ORDER DISMISSING ACTION

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18 On June 10, 2019, the Court dismissed Plaintiff's Motion to Proceed *In Forma*
19 *Pauperis* ("IFP") and ordered Plaintiff to either pay the filing fee or file a renewed motion
20 to proceed IFP no later than June 21, 2019. *See* ECF No. 10. The Court explicitly stated
21 that "[s]hould Plaintiff fail to file a renewed motion to proceed IFP and correct the
22 deficiencies in his Complaint identified by the Court within the time provided, the Court
23 may dismiss this civil action without leave to amend." *Id.* (emphasis in the original).
24 Following the Court's Order, Plaintiff filed a notice of appeal, ECF No. 12, and shortly
25 after voluntarily dismissed the appeal. *See* ECF No. 20. Plaintiff has not filed a renewed
26 motion to proceed IFP or payed the filing fee. *See generally* Docket. Accordingly,
27 pursuant to Federal Rule of Civil Procedure 41(b), the Court **DISMISSES WITHOUT**
28 **PREJUDICE** this action in its entirety for failure to prosecute and failure to comply with

1 the Court's June 10, 2019 Order. *See Lira v. Herrera*, 427 F.3d 1164, 1169 (9th Cir. 2005).
2 The Clerk of Court **SHALL CLOSE** the file.

3 **IT IS SO ORDERED.**

4 Dated: October 8, 2019


5 Hon. Janis L. Sammartino
6 United States District Judge

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