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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

R. WAYNE JOHNSON,
Plaintiff,

vs.

DEPT OF VETERAN AFFAIRS,
Defendant.

2:16-cv-02121-GMN-VCF
ORDER

Before the Court is R. Wayne Johnson v. Dept. of Veteran Affairs, case no. 2:16-cv-02121-GMN-VCF.

On September 20, 2016, Johnson was ordered to file a complaint with an accompanying filing fee or an application to proceed in forma pauperis. (ECF No. 4).

Under 28 U.S.C. § 1914(a), a filing fee is required to commence a civil action in federal court. The Court may authorize the commencement of an action without prepayment of fees and costs by a person who submits an affidavit showing the person is unable to pay a filing fee or provide security therefor. 28 U.S.C. § 1915(a)(1). “Determination of ...whether to allow a plaintiff to proceed in forma pauperis, is left to the discretion of the presiding judge, based on the information submitted by the plaintiff or plaintiffs.” *Lasko v. Hampton & Hampton Collections, LLC*, No. 2:15-CV-01110-APG, 2015 WL 5009787, at *1 (D. Nev. Aug. 21, 2015).

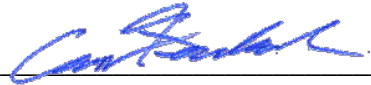
Here, Johnson has failed to take the steps necessary to commence this action. He has not paid the fee necessary to file a complaint or file an application to proceed in forma pauperis.

1 This case cannot move forward. A complaint has not been lodged in this matter since no
2 application for in forma pauperis was filed and the filing fee was not paid. There are no claims to dismiss.

3 Accordingly,

4 IT IS HEREBY ORDERED that the Clerk of Court administratively close this case.

5 DATED this 4th day of April, 2018.

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8 CAM FERENBACH
9 UNITED STATES MAGISTRATE JUDGE
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