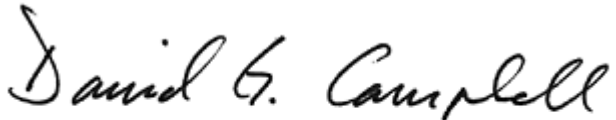


1 29, 2018 – more than six months before Plaintiff filed his motion. Doc. 90 at 1; *see* Doc.
2 17 at 2. Plaintiff contends that the Court is “duty bound to level the playing field” given
3 that he is a pro se prisoner with little education and limited access to legal resources. Doc.
4 92 at 1-2. He asserts that Defendants have committed perjury, and Sergeant Webster’s
5 sworn testimony is necessary to impeach Defendants and expose their lies. *Id.* at 2.

6 This Circuit has made clear that “[p]ro se litigants must follow the same rules of
7 procedure that govern other litigants,” *King v. Atiyeh*, 814 F.2d 565, 567 (9th Cir. 1987),
8 and “should not be treated more favorably than parties with attorneys of record,” *Jacobsen*
9 *v. Filler*, 790 F.2d 1362, 1364 (9th Cir. 1986). As previously explained, any difficulties
10 Plaintiff may experience due to his lack of education and limited access to legal resources
11 are the same difficulties that most pro se prisoner litigants face. *See* Doc. 22 at 2. The
12 Court may not “level the playing field” by conducting discovery for Plaintiff despite his
13 belief that Defendants have provided false testimony. Moreover, the time for serving
14 written discovery has passed (Doc. 17 at 2), and Plaintiff has failed to show good cause to
15 extend the deadline. *See* Fed. R. Civ. P. 16(b)(4); *Johnson v. Mammoth Recreations, Inc.*,
16 975 F.2d 604, 607-08 (9th Cir. 1992).

17 **IT IS ORDERED** that Judge Bade’s order denying Plaintiff’s motion for subpoena
18 to answer affidavit (Doc. 90) is **affirmed**.

19 Dated this 7th day of March, 2019.

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David G. Campbell
24 Senior United States District Judge
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