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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Jeremy Pinson,

10 Plaintiff,

11 v.

12 Unknown Party, et al.,

13 Defendants.
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No. CV-13-02059-TUC-DCB

ORDER

15 On August 14, 2019, the Court denied a request by the Plaintiff to appoint counsel,
16 wherein he argued that he was being denied access to his legal files. Simultaneously,
17 Plaintiff sought a preliminary injunction enjoining the seizure of her legal materials and
18 lack of access to a law library. In response to the motion, the Defendants responded with
19 an affidavit from property officer, Jose Rodriguez, stating that Plaintiff had access to an
20 electronic library and her legal papers, and the Plaintiff had not asked for the *Self Help*
21 *Litigation Manual*, but the manual would be provided to the Plaintiff. The Court denied the
22 request for an injunction.

23 On August 21, 2019, the Plaintiff filed a Motion for Sanctions for Perjurious
24 Declaration, accusing Officer Rodriguez of lying because Plaintiff's legal materials were
25 seized in this case during the middle of discovery. The Plaintiff alleges that her legal
26 documents were seized on July 13, 2019, upon her emergency hospitalization, and only
27 partially returned on August 12, 2019. Plaintiff complains that she needs access to her
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1 legal materials to prosecute this case; discovery ended on August 12, 2019,¹ and dispositive
2 motions are due on September 12, 2019.

3 The Court treats the Motion for Sanctions against Officer Rodriguez like a Motion
4 for Reconsideration of the Court's August 14, 2019, Order and denies it. In the event the
5 Plaintiff needs an extension of time to file the dispositive motion because she lacked access
6 to her legal records from July 13 to August 12, the Court shall grant it. She must, however,
7 support any request for an extension of time by attaching a copy of her request for legal
8 materials to reflect when the request was made. Defendants shall be afforded an
9 opportunity to explain when her legal materials were provided and explain any untimely
10 delay.

11 **Accordingly,**

12 **IT IS ORDERED** that the Motion for Sanctions (Doc. 113) is DENIED.

13 Dated this 28th day of August, 2019.

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Honorable David C. Bury
United States District Judge

¹ On August 21, 2019, the Plaintiff filed a Motion to Compel answers to interrogatories.