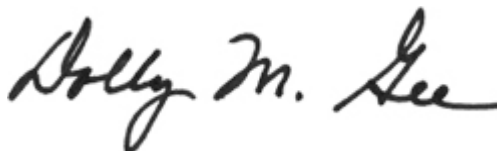


1 Plaintiff has failed to file an amended complaint as to Defendant Miller and the
2 time to do so has long since passed.¹ As it appears that Plaintiff wishes to stand on her
3 complaint, this action is DISMISSED with prejudice.

4 IT IS SO ORDERED.

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6 DATED: January 30, 2013



8 DOLLY M. GEE
9 UNITED STATES DISTRICT JUDGE

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24 ¹ Although on November 26, 2012, Plaintiff appealed the November 21 Order to the Ninth Circuit Court of Appeals
25 [Doc. # 82], Plaintiff has not sought a stay of the November 21 Order or an extension of time to file an amended complaint.
26 Moreover, on December 13, 2012, Plaintiff's appeal was dismissed for lack of jurisdiction [Doc. # 86]. Thereafter, on
27 December 14, 2012, Plaintiff filed a document styled as an "Emergency Notice of Ongoing Violations of Federal Law, Third
28 Request to Intervene, and Request for Emergency Order Vacating Assignment & Orders of Judge Dolly M. Gee" [Doc. # 87].
Construing that filing as a motion to disqualify, the Clerk of the Court referred the matter to Hon. Robert H. Whaley for
determination [Doc. # 89]. Judge Whaley's order denying the motion to disqualify or vacate assignment was filed on January
25, 2013 [Doc. # 94].