

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

7 LOUIS RICHARD FRESQUEZ,) 1:04-cv-05123-AWI-GSA-PC
8 Plaintiff,) ORDER DENYING MOTION AS MOOT
9 v.) (Doc. 51.)
10 MOEROYK, et al.,)
11 Defendants.)

13 Louis Richard Fresquez (“Plaintiff”) is a prisoner proceeding pro se in this civil rights action
14 alleging prison officials violated the Americans with Disabilities Act (“ADA”) and the Rehabilitation
15 Act (“RA”). Plaintiff filed this action on March 11, 2003 in the Northern District of California. The
16 case now proceeds on Plaintiff’s amended complaint filed on March 18, 2003, against defendants Maka
17 and Moeroyk (“Defendants”) on Plaintiffs ADA and RA claims concerning conditions of confinement.

18 On March 23, 2010, Plaintiff filed a motion for a court order directing the Warden to allow him
19 access to legal materials so as to enable him to prepare a response to the court's Order to Show Cause
20 which issued on February 19, 2010. (Doc. 51.)

21 The court's Order to Show Cause was discharged on April 27, 2010, and Plaintiff is no longer
22 required to file a response. Therefore, Plaintiff's motion for a court order is moot and shall be denied
23 as such.

24 Accordingly, IT IS HEREBY ORDERED that Plaintiff's motion for a court order, filed on March
25 23, 2010, is DENIED as moot.

27 || IT IS SO ORDERED.

28 Dated: April 28, 2010 /s/ Gary S. Austin

UNITED STATES MAGISTRATE JUDGE

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