

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF CALIFORNIA
3

4 CHARLES JONES,

5 Plaintiff,

1: 04 CV 5742 LJO WMW PC

6 vs.

ORDER RE MOTIONS (DOCS 87, 91, 94)

7
8 DEPT. OF CORRECTIONS, et al.,

9 Defendants.
10

11 Plaintiff is a state prisoner proceeding pro se and in forma pauperis in a civil rights action
12 pursuant to 42 U.S.C. § 1983.

13 Plaintiff has filed two motions requesting a pretrial conference. Until such time as the
14 pending motion for summary judgment is resolved, any request for a pretrial conference is moot.
15 These requests should therefore be denied. Plaintiff has also filed a request for a hearing to
16 determine the authenticity of the documents referred to in defendants' objections to the
17 declarations submitted in support of the opposition to the motion for summary judgment. The
18 court finds that the issue can be resolved without a hearing. Plaintiff's request should therefore
19 be denied.

20 Accordingly, IT IS HEREBY ORDERED that:

- 21 1. Plaintiff's requests for a pretrial conference are denied as premature.
22 2. Plaintiff's request for a hearing regarding his evidence is denied.

23 IT IS SO ORDERED.

24 **Dated: January 16, 2009**

/s/ William M. Wunderlich
UNITED STATES MAGISTRATE JUDGE