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4 **IN THE UNITED STATES DISTRICT COURT FOR THE**
5 **EASTERN DISTRICT OF CALIFORNIA**

6 **ALFRED BROWN,**)
7) **Plaintiff,**)
8) **v.**)
9 **DAVID KYLE, et al.,**)
10) **Defendants.**)
11))
12))
13 _____))

1:04-cv-6539 AWI SKO PC
ORDER DENYING MOTION FOR DESIGNATION AND TRANSMISSION OF EXCERPTS OF THE RECORD
(Doc. 145)

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15 On October 4, 2012, following a two-day trial, the jury returned a verdict in favor of
16 Defendants Kyle and Domingo on Plaintiff's claims brought pursuant to 42 U.S.C. § 1983, and
17 judgment was entered in accordance on October 5, 2012. On November 1, 2012, Plaintiff Alfred
18 Brown, a state prisoner proceeding pro se and in forma pauperis, filed a notice of appeal and
19 what the Court construes to be a motion to designate and transmit certain excerpts of the record
20 in support of the appeal. Fed. R. App. P. 10(a); Circuit Rule 30-1.2.

21 Pursuant to the Ninth Circuit Rule 30-1.2, pro se litigants are not required to file excerpts
22 of the record, and Plaintiff's motion is DENIED on that ground. To the extent Plaintiff intended
23 to seek additional and/or different relief not clear from the face of his motion, the denial is
24 without prejudice to renewal.

25 IT IS SO ORDERED.

26 Dated: November 6, 2012

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UNITED STATES DISTRICT JUDGE

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