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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT ROGERS,

1:05-cv-00569 AWI YNP GSA (PC)

Plaintiff,

ORDER FINDING SERVICE OF COMPLAINT
APPROPRIATE, AND FORWARDING
SERVICE DOCUMENTS TO PLAINTIFF FOR
COMPLETION AND RETURN WITHIN
THIRTY DAYS

v.

A. K. SCRIBNER, et al.,

Defendants.

(Doc. 1)

_____/

Plaintiff is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. The Court screened Plaintiff’s complaint pursuant to 28 U.S.C. § 1915A, and found that it states cognizable claims against Defendants for violation of the Fourteenth Amendment. Fed. R. Civ. P. 8(a); Erickson v. Pardus, 127 S.Ct. 2197, 2200 (2007); Alvarez v. Hill, 518 F.3d 1152, 1157-58 (9th Cir. 2008). Accordingly, it is HEREBY ORDERED that:

1. Service is appropriate for the following defendants:

- WALKER
- MILLER
- MONTGOMERY
- ALVAREZ
- SCRIBNER
- STOCKMAN
- ORTIZ

BRAVO
YAMAMOTO
VELLA
VILLAREAL

2. The Clerk of the Court shall send Plaintiff eleven USM-285 forms, eleven summonses, a Notice of Submission of Documents form, an instruction sheet and a copy of the complaint filed April 28, 2005.
3. Within **thirty (30) days** from the date of this order, Plaintiff shall complete the attached Notice of Submission of Documents and submit the completed Notice to the Court with the following documents:
 - a. Completed summons;
 - b. One completed USM-285 form for each defendant listed above; and
 - c. Twelve copies of the endorsed complaint filed April 28, 2005.
4. Plaintiff need not attempt service on Defendants and need not request waiver of service. Upon receipt of the above-described documents, the Court will direct the United States Marshal to serve the above-named defendants pursuant to Federal Rule of Civil Procedure 4 without payment of costs.
5. The failure to comply with this order will result in a recommendation that this action be dismissed.

IT IS SO ORDERED.

Dated: July 28, 2009

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE