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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTHONY CLARKE,

Plaintiff,

vs.

1: 05 CV 0702 OWW WMW PC

ORDER

A. K. SCRIBNER, et al.,

Defendants.

On March 11, 2009, findings and recommendations were entered, recommending dismissal of this action for Plaintiff's failure to file an amended complaint. Subsequently, Plaintiff requested and was granted an extension of time in which to file an amended complaint.

Accordingly, IT IS HEREBY ORDERED that the March 11, 2009, recommendation of dismissal is vacated.

IT IS SO ORDERED.

**Dated:** April 3, 2009

/s/ William M. Wunderlich  
UNITED STATES MAGISTRATE JUDGE