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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

HAROLD WALKER,

1:05-cv-00709-GSA-PC

Plaintiff,

ORDER ADVISING PARTIES THAT  
DISCOVERY HAS NOT COMMENCED IN  
THIS ACTION

v.

HUTCHINSON, et al.,

ORDER DENYING PLAINTIFF’S MOTION  
FOR DISCOVERY AND GRANTING  
DEFENDANTS’ MOTION FOR A  
PROTECTIVE ORDER  
(Docs. 60, 68.)

Defendants.

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Plaintiff Harold Walker (“plaintiff”) is a former state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed the complaint commencing this action on June 2, 2005. (Doc. 1.) This action now proceeds on the amended complaint filed by plaintiff on February 28, 2007, against defendants Hutchinson, Miranda, Hagea, Salgado, Sanoval, and Welch (“Defendants”).<sup>1</sup> (Doc. 28.) On November 24, 2008, the court directed the United States Marshal to serve process upon Defendants. (Doc. 47.) On March 16, 2009, defendants Miranda, Sanoval and Welch filed a motion to dismiss, which is now pending. (Doc. 58.) To date, none of the Defendants has filed an Answer to the amended complaint. On March 18, 2009, plaintiff filed a motion for discovery, requesting the court to compel Defendants to produce documents. (Doc. 60.) On April 14, 2009, defendants Miranda, Sanoval and Welch filed a motion for a protective order to stay discovery pending the resolution of the motion to dismiss. (Doc. 68.)

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<sup>1</sup>The court dismissed all other defendants on November 12, 2008. (Doc. 44.)

