IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

DALE OWEN DUSTIN,

Plaintiff,

vs.

G GALAZA, et al.,

Defendants.

/

CASE NO. 1:05-cv-768-LJO-MJS (PC)

ORDER GRANTING PLAINTIFF'S MOTION FOR EXTENSION OF TIME

[Doc. 50]

PLAINTIFF MUST FILE AMENDED COMPLAINT BY AUGUST 16, 2010

Plaintiff Dale Owen Dustin is a state prisoner proceeding pro se and in forma pauperis in a civil rights action pursuant to 42 U.S.C. § 1983. Now pending before the Court is Plaintiff's Motion for 60 Day Extension of Time to File Third Amended Complaint [Docket # 50]. Plaintiff contends that, due to a transfer of facilities, he did not receive the Court's Order granting him leave to file a third amended complaint until after the deadline had expired. Plaintiff requests an additional sixty days to file a third amended complaint.

For good cause shown, Plaintiff's Motion for 60 Day Extension of Time to File Third Amended Complaint [Docket # 50] is **GRANTED**. Plaintiff **SHALL FILE** a third amended complaint not later than **August 16, 2010**. Failure to comply with this deadline may result in dismissal of his case for failure to prosecute.

IT IS SO ORDERED.

Dated: June 14, 2010

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

Dockets.Justia.com