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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE EASTERN DISTRICT OF CALIFORNIA

8 || FRESNO DIVISION

10 David D. Harris, ) No. 1:05-CV-01097-PHX-SRB  
11 Plaintiff, )  
12 vs. ) **ORDER**  
13 )  
14 Bruce M. Bakeman, et al., )  
15 Defendants. )

18 On March 9, 2009 this Court granted Plaintiff his requested 30 day extension to  
19 respond to Defendant's Motion for Summary Judgment. On March 20, 2009 Plaintiff  
20 requested a 60 day extension claiming he did not have his legal property and therefore was  
21 unable to properly respond to Defendant's motion.

22 Defendant filed a Non-Opposition to Plaintiff's Second Request for an Extension of  
23 Time and advised the Court therein that Plaintiff's transfer was a temporary one to a medical  
24 facility and he has since returned to the California State Prison - Sacramento where his legal  
25 materials remained during his brief transfer to the medical facility.

1 IT IS ORDERED granting Plaintiff's Request for an Extension. The due date for his  
2 response is **June 1, 2009**. (Doc. 65).

3 IT IS FURTHER ORDERED denying as moot Plaintiff's request for an order  
4 regarding his legal property.

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6 DATED this 2<sup>nd</sup> day of April, 2009.

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Susan R. Bolton  
United States District Judge