

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

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

PHILLIP JON ROSENBLUM,

Plaintiff,

1: 05 CV 1473 OWW WMW PC

vs.

ORDER RE FINDINGS AND
RECOMMENDATIONS (DOC 15)

C/O ELLIS, et al.,

Defendants.

On September 4, 2008, findings and recommendations were entered, recommending dismissal of this action for Plaintiff's failure to file an amended complaint. On September 8, 2008, the court granted Plaintiff leave to file an amended complaint.

Accordingly, IT IS HEREBY ORDERED that the September 4, 2008, findings and recommendations are vacated.

IT IS SO ORDERED.

Dated: February 10, 2009

/s/ William M. Wunderlich
UNITED STATES MAGISTRATE JUDGE