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

Rouben Odell Boulware,)	No. CV-05-1565-ROS (PC)
Plaintiff,)	ORDER
vs.)	
Ervin Jr., et al.,)	
Defendants.)	

IT IS ORDERED Defendant McNeal’s Motion for Extension of Time, *Nunc Pro Tunc*, to File an Untimely Answer (Doc. 46) **IS GRANTED**.

FURTHER ORDERED Defendant McNeal shall have **ten days** from the date of this Order to file a response to the Request for an Order Reimbursing United States Marshal Service Fees (Doc. 42). If no response is filed, the Request will be granted summarily.

FURTHER ORDERED the Clerk of the Court shall enter default as to Defendant Armstrong.

FURTHER ORDERED because the United States Marshal was unable to obtain a waiver of service from Defendant Trujillo, the Marshal shall immediately personally serve copies of the Summons, the First Amended Complaint, and the Court’s February 19, 2009 Order on Defendant Trujillo at Centinela State Prison, where he was located (See Doc. 29). Within **10 days** after personal service is effected, the Marshal shall file the return of service for Defendant Trujillo, along with evidence of the attempt to secure a waiver of service of

1 the summons and the costs subsequently incurred in effecting service upon Defendant. The
2 costs of service must be enumerated on the return of service form (USM-285).

3 DATED this 5th day of May, 2010.

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7 Roslyn O. Silver
8 United States District Judge
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