

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
27
28

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

KEVIN E. FIELDS,

Plaintiff,

vs.

P. ROBERTS, et al.,

Defendants.

1:06-cv-00407-AWI-GSA-PC

ORDER VACATING FINDINGS
AND RECOMMENDATIONS OF
JANUARY 10, 2013
(Doc. 86.)

_____ /

Plaintiff is a state prisoner proceeding with a civil rights action pursuant to 42 U.S.C. § 1983. On January 10, 2013, the undersigned issued findings and recommendations to dismiss this action for Plaintiff's failure to obey the Court's order of September 10, 2012, which required Plaintiff to file an amended motion for default judgment within thirty days. (Doc. 86.) On February 8, 2013, Plaintiff filed an amended motion for default judgment. (Doc. 90.) In light of the filing of Plaintiff's amended motion, and good cause appearing, the Court shall vacate the findings and recommendations.

Accordingly, IT IS HEREBY ORDERED that the findings and recommendations of January 10, 2013 are VACATED.

IT IS SO ORDERED.

Dated: February 11, 2013

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE