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

STEVEN M. PALMER,
Plaintiff,

vs.

CROTTY, et al.,
Defendants.

CASE NO. 1:07-cv-00148 LJO DLB PC

ORDER DIRECTING PLAINTIFF TO RESPOND
TO MOTION TO DISMISS

ORDER DIRECTING CLERK OF COURT TO
SEND TO PLAINTIFF COPY OF SECOND
INFORMATIONAL ORDER

TWENTY (20) DAY DEADLINE

Plaintiff Steven M. Palmer (“Plaintiff”) is a state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. This action is proceeding on Plaintiff’s amended complaint, filed on July 15, 2008. On May 26, 2009, defendant Crotty filed a motion to dismiss pursuant to the unenumerated portion of Rule 12(b) of the Federal Rules of Civil Procedure. Plaintiff has not filed an opposition or statement of non-opposition to the motion. Local Rule 78-230.

Plaintiff is HEREBY ORDERED to file a response to the motion within twenty (20) days of service of this order. The Clerk of the Court is directed to send to Plaintiff a copy of the Second Informational Order issued January 14, 2009, which provides Plaintiff with notice of the requirements for opposing an unenumerated Rule 12(b) motion (Doc. 22-2.)

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Failure to comply with this order may result in a recommendation that this action be dismissed for failure to obey a court order.

IT IS SO ORDERED.

Dated: September 2, 2009

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE