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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

LEROY DEWITT HUNTER,

Plaintiff,

v.

DONNY YOUNGBLOOD, et al.,

Defendants.

CASE NO. 1:07-cv-01126-AWI-SKO PC

ORDER REQUIRING PLAINTIFF TO FILE  
OPPOSITION OR STATEMENT OF NON-  
OPPOSITION TO MOTION FOR SUMMARY  
JUDGMENT

(Doc. 51)

THIRTY-DAY DEADLINE

Plaintiff Leroy Dewitt Hunter, a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on August 3, 2007. On February 9, 2012, Defendant Parker filed a motion for summary judgment. Accordingly, it is HEREBY ORDERED that:

1. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file an opposition or a statement of non-opposition to Defendant’s motion;<sup>1</sup> and
2. The failure to file an opposition or a statement of non-opposition in compliance with this order will result in dismissal of this action, with prejudice, for failure to prosecute.

IT IS SO ORDERED.

**Dated: February 10, 2012**

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup> Plaintiff was provided with notice of the requirements for opposing a motion for summary judgment by the Court in an order filed on February 11, 2011. Klinge v. Eikenberry, 849 F.2d 409 (9th Cir. 1988).