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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
10 **FRESNO DIVISION**  
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13 GERALD L. MILLER, JR.,  
14 CDCR #C-92075,

15 Plaintiff,

16 vs.

17 O. RUFION; MOONGA, R.N.,

18 Defendants.

Civil No. 08-1233 BTM (WMc)

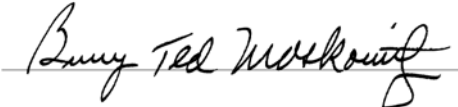
**ORDER RE: REQUEST FOR  
SUBPOENAS**

**[Doc. No. 28]**

19 In a letter dated September 30, 2009, Plaintiff requests that the Court issue five subpoenas  
20 for his use. Plaintiff must provide the Court with an explanation of who/what Plaintiff wishes  
21 to subpoena and why the information sought is necessary to Plaintiff's case. After the Court  
22 receives this information, the Court will consider whether to order the issuance of the subpoenas.  
23 Plaintiff may file the request under seal and shall proceed ex parte without notice to Defendants.

24 **IT IS SO ORDERED.**

25 DATED: October 20, 2009

26   
27 Honorable Barry Ted Moskowitz  
28 United States District Judge