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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

KENNETH I. EDMONTON,

CASE NO. 1:08-cv-01712-OWW-SMS PC

Plaintiff,

ORDER FINDING SERVICE OF COMPLAINT  
APPROPRIATE, AND FORWARDING  
SERVICE DOCUMENTS TO PLAINTIFF FOR  
COMPLETION AND RETURN WITHIN  
FIFTEEN DAYS

v.

THERESA MORRISEY, et al.,

Defendants.

(Doc. 1)

Plaintiff Kenneth I. Edmonton (“Plaintiff”) is a civil detainee proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed this action on November 10, 2008, and on January 13, 2009, Plaintiff filed an amended complaint as a matter of right. Fed. R. Civ. P. 15(a). The Court has screened Plaintiff’s complaint pursuant to 28 U.S.C. § 1915(e)(2) and finds that it states cognizable claims for relief under section 1983 for violation of the First Amendment and the Due Process Clause of the Fourteenth Amendment. Fed. R. Civ. P. 8(a); Erickson v. Pardus, 127 S.Ct. 2197, 2200 (2007); Alvarez v. Hill, 518 F.3d 1152, 1157-58 (9th Cir. 2008). Accordingly, it is HEREBY ORDERED that:

1. Service is appropriate for the following defendants:

- THERESA MORISSEY**
- DANIEL MEEKS**
- PAM AHLIN**
- JOSE VALENCIA**
- WILEY**

- 1           2.     The Clerk of the Court shall send Plaintiff five (5) USM-285 forms, five (5)  
2                   summonses, a Notice of Submission of Documents form, an instruction sheet and a  
3                   copy of the amended complaint filed January 13, 2009.
- 4           3.     Within **fifteen (15) days** from the date of this order, Plaintiff shall complete the  
5                   attached Notice of Submission of Documents and submit the completed Notice to the  
6                   Court with the following documents:
- 7                   a.     Completed summons;
- 8                   b.     One completed USM-285 form for each defendant listed above; and
- 9                   c.     Six (6) copies of the endorsed amended complaint filed January 13, 2009.
- 10          4.     Plaintiff need not attempt service on Defendants and need not request waiver of  
11                   service. Upon receipt of the above-described documents, the Court will direct the  
12                   United States Marshal to serve the above-named defendants pursuant to Federal Rule  
13                   of Civil Procedure 4 without payment of costs.
- 14          5.     The failure to comply with this order will result in a recommendation that this action  
15                   be dismissed.

16  
17 IT IS SO ORDERED.

18 **Dated:** February 17, 2009

/s/ Sandra M. Snyder  
UNITED STATES MAGISTRATE JUDGE