

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

KAREEM BROWN,

Plaintiff,

v.

LT. J. CAVAVNAUGH, et al.,

Defendants.

CASE NO. 1:08-cv-01764-OWW-SMS PC

ORDER AUTHORIZING SERVICE OF
COMPLAINT ON RETALIATION CLAIM,
AND FORWARDING SERVICE
DOCUMENTS TO PLAINTIFF FOR
COMPLETION AND RETURN WITHIN
THIRTY DAYS

(Docs. 1 and 20)

ORDER GRANTING MOTION

(Doc. 22)

Plaintiff Kareem Brown, a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on November 18, 2008. Pursuant to the order issued by the United States Court of Appeals for the Ninth Circuit on August 26, 2010, it is HEREBY ORDERED that:

1. Service of the complaint shall be initiated on the following defendants, limited to Plaintiff's First Amendment retaliation claim:

Lieutenant J. Cavanaugh**Correctional Officer M. Garcia**

2. The Clerk of the Court shall send Plaintiff two (2) USM-285 forms, two (2) summonses, a Notice of Submission of Documents form, an instruction sheet and a copy of the complaint filed on November 18, 2008.

- 1 3. Within **thirty (30) days** from the date of this order, Plaintiff shall complete the
2 attached Notice of Submission of Documents and submit the completed Notice to the
3 Court with the following documents:
- 4 a. One completed summons for each defendant listed above;
5 b. One completed USM-285 form for each defendant listed above; and
6 c. Three (3) copies of the endorsed complaint filed November 18, 2008.
- 7 4. Plaintiff need not attempt service on the defendants and need not request waiver of
8 service. Upon receipt of the above-described documents, the Court will direct the
9 United States Marshal to serve the above-named defendants pursuant to Federal Rule
10 of Civil Procedure 4 without payment of costs.
- 11 5. The failure to comply with this order will result in dismissal of this action.
- 12 6. In light of this order, Plaintiff's motion seeking to proceed in accordance with the
13 appellate court's order, filed December 20, 2010, is granted.

14
15 IT IS SO ORDERED.

16 **Dated: January 20, 2011**

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE