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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

SANTOS A. VILLEGAS,

CASE NO. 1:09-cv-00493-AWI-SKO PC

Plaintiff,

ORDER DENYING MOTIONS

v.

(Docs. 59, 60)

L.L. SCHULTEIS, et al.,

Defendants.

Plaintiff Santos A. Villegas (“Plaintiff”) is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. On October 8, 2010, Plaintiff filed a motion “for an order of suppressed evidence.” (Doc. #59.) On October 8, 2010, Plaintiff filed a motion to compel. (Doc. #60.)

**I. Discussion**

**A. Motion “For an Order of Suppressed Evidence”**

Plaintiff’s October 8, 2010 motion requests “this court go grant an order of suppressed evidence.” (Mot. for an Order of Suppressed Evidence 1, ECF No. 59.) It is unclear what “an order of suppressed evidence” is or what relief Plaintiff is seeking. Plaintiff claims that certain psychiatric personnel at the prison witnessed the assault that is at issue in this lawsuit. Plaintiff claims that affidavits from these witnesses are essential to this lawsuit.

Plaintiff is advised that neither he nor the Court can involuntarily force a witness to provide Plaintiff with an affidavit. If Plaintiff wishes to elicit a witness's testimony, Plaintiff may depose the witness or request that a summons be issued for the witness's appearance at trial.

