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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RAUL SANCHEZ ZAVALA,

Plaintiff,

v.

HECTOR RIOS, et al.,

Defendants.

Case No. 1:09-CV-00679-MJS (PC)

GRANT, IN PART, AND DENY, IN PART,
PLAINTIFF'S MOTION TO STAY THE
PROCEEDINGS

(ECF No. 134.)

I. PROCEDURAL HISTORY

Plaintiff is a prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971) and 28 U.S.C. § 1331. The action proceeds on a Fifth Amendment due process claim against Doe Defendants A and B. On August 31, 2015, the Court granted Defendant Gonzaga's motion for summary judgment. (ECF No. 135.)

Before the Court is Plaintiff's motion to stay the proceedings (ECF No. 134.). Defendant Gonzaga has not filed a response and the time to do so has passed.

This matter is deemed submitted. Local Rule 230(/).

1 **II. MOTION TO STAY PROCEEDINGS**

2 Plaintiff moved for an order directing non-parties to respond to his written
3 questions. Defendant's filed an opposition. Plaintiff now moves to stay the proceedings
4 to allow him time to reply to Defendant's response to his motion. As grounds, he states
5 he currently does not have access to his legal documents and does not know when
6 BOP officials will be returning them.

7 The Court does not find good cause exists for an indefinite stay of the
8 proceedings. The Court will provide Plaintiff a copy of his original motion and
9 Defendant's response and grant Plaintiff a limited extension of **fourteen (14) days** from
10 the date of service of this order in which to file a reply. No other extensions will be
11 granted.

12 **III. CONCLUSION AND ORDER**

13 Based on the foregoing, it is HEREBY ORDERED that:

- 14 1. The Clerk of the Court shall mail Plaintiff a copy of his motion for an order
15 directing non-parties to respond to his written questions (ECF No. 132.)
16 and a copy of Defendant's response to his motion (ECF No. 133.); and
17 2. Plaintiff has **fourteen (14) days** from the date of service of this order in
18 which to file a reply. No other extensions will be granted.
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20 IT IS SO ORDERED.

21 Dated: September 8, 2015

22 /s/ Michael J. Seng
23 UNITED STATES MAGISTRATE JUDGE
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