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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

LARRY ZUNIGA,

Plaintiff,

v.

CHRIS JORDAN, et al.,

Defendants.

CASE NO. 1:09-cv-01208-AWI-SMS PC

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

(Doc. 1)

Plaintiff Larry Zuniga, a prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on July 13, 2009. The Court screened Plaintiff’s complaint pursuant to 28 U.S.C. § 1915A, and found that it states a claim against Defendants Berke, Torres, John Doe 1, Henderson, and Jordan for use of excessive force, in violation of the Eighth Amendment.¹ Fed. R. Civ. P. 8(a); Ashcroft v. Iqbal, 129 S.Ct. 1937, 1949 (2009); Bell Atlantic Corp. v. Twombly, 550 U.S. 544, 555, 127 S.Ct. 1955, 1964-65 (2007). Accordingly, it is HEREBY ORDERED that:

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¹ On January 27, 2010, Plaintiff’s excessive force claim against Defendants Gomes, Baily, Jones, Thayer, Hunter, and Valdez; Plaintiff’s Eighth Amendment claims against Defendants Henderson and Baily arising from their assessment and documentation of his wounds; Plaintiff’s Eighth Amendment claim against Defendant Baily arising from his failure to provide Plaintiff with clean clothes; Plaintiff’s municipal liability claim against Mayor of Hanford, the Kings County Board of Supervisors, and Jail Facility Manager Kim; and Plaintiff’s claims for declaratory and injunctive relief were dismissed for failure to state a claim; and Defendants Gomes, Baily, Jones, Thayer, Hunter, Valdez, Delia, Ruiz, Gonzalez, Hernandez, Heritage, the Mayor of Hanford, the Kings County Board of Supervisors, and Jail Facility Manager Kim were dismissed from this action based on Plaintiff’s failure to state any claims against them. (Doc. 10.)

