UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER N. WASHINGTON,

Plaintiff,

v.

DERRAL G. ADAMS,

Defendant.

/

CASE NO. 1:09-cv-01666-SKO PC

ORDER STRIKING MOTION FOR VOLUNTARY DISMISSAL OF APPEAL

(Doc. 36)

On August 10, 2011, Plaintiff Christopher N. Washington, a state prisoner proceeding pro se, filed a motion seeking dismissal of his appeal. Fed. R. App. 42(b).

With limited exceptions not applicable here, the district court neither functions as the clerk's office for the appellate court nor has jurisdiction to grant relief pertaining to a pending appeal. Motions seeking relief from the appellate court should be filed with that court.

Accordingly, Plaintiff's motion for voluntary dismissal of his appeal, filed in error in this action, is HEREBY ORDERED STRICKEN from the record.

IT IS SO ORDERED.

Dated: August 25, 2011

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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