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IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

BERNARD BRINKLEY,

Plaintiff,

v.

PAM AHLIN, et al.,

Defendants.

CASE No. 1:09-cv-01858-MJS (PC)

ORDER DISCHARGING ORDER TO
SHOW CAUSE

(ECF Nos. 26, 27)

/

Plaintiff Bernard Brinkley is a civil detainee proceeding pro se and in forma pauperis in a civil rights action pursuant to 42 U.S.C. § 1983. (ECF No. 5.) This action proceeds on the Second Amended Complaint against Defendant Joginder Singh, Chief Medical Officer, Coalinga State Hospital, for the violation of Plaintiff's substantive due process right to adequate medical care. (ECF No. 19.)

On October 2, 2012, the Court ordered service upon Defendant Singh by the U.S. Marshal, and imposed a service deadline of February 4, 2013. (ECF No. 24.) Defendant Singh, however, could not be located despite numerous attempts. The Marshal thereupon certified inability to locate this Defendant and returned process unexecuted. (ECF No. 25.)

The Court ordered Plaintiff to show cause why this action should not be

1 dismissed for failure to provide the U.S. Marshal with information sufficient to effect
2 timely service of the summons and complaint. (ECF No. 26.) Plaintiff timely responded
3 that Defendant Singh is currently employed at the Department of State Hospitals
4 Coalinga facility. (ECF No. 27.)

5 Based upon the foregoing, the Order to show cause (ECF No. 26) is hereby
6 DISCHARGED.

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8 IT IS SO ORDERED.

9 Dated: June 3, 2013

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

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