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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

STEVEN C. MARTINEZ, Plaintiff, v. DERRAL G. ADAMS, et al., Defendants.	)	1:09cv02119 LJO DLB ORDER DIRECTING PLAINTIFF TO FILE A RESPONSE TO DEFENDANTS' MOTION TO DISMISS

Plaintiff Steven C. Martinez, a state prisoner, filed the instant action on December 2, 2009. On February 3, 2010, Defendants filed a Motion to Dismiss and set a March 11, 2010 hearing before United States District Judge Lawrence J. O'Neill. The Court referred the motion to the undersigned for findings and recommendations pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 302. The Court also vacated the March 11, 2010 hearing.

To date, Plaintiff has not filed a response to the motion to dismiss. Accordingly, the Court ORDERS Plaintiff to file a response or a statement of non-opposition to the Motion to Dismiss within twenty-one (21) days of service of this order. Defendants may, not more than seven (7) days after any opposition is served, file a reply.

IT IS SO ORDERED.

Dated: April 21, 2010 **/s/ Dennis L. Beck**
UNITED STATES MAGISTRATE JUDGE

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