

1 **UNITED STATES DISTRICT COURT**
2 **EASTERN DISTRICT OF CALIFORNIA**

3
4 KELLY ALICE KESSLER,

5 Petitioner,

6 v.

7 TINA HORNBEAK, Warden, and
8 MATTHEW CATE, Secretary, California
Department of Corrections and
9 Rehabilitation,

10 Respondent.

Case No. 1:10-cv-00322-LJO-BAM HC

ORDER DIRECTING CLERK
OF COURT TO AMEND CAPTION

11 Pursuant to F.R.Civ.P. 25(d), when a public party in an official capacity dies, resigns, or
12 otherwise ceases to hold office while the action is pending, the officer's successor is automatically
13 substituted as a party. In the above-captioned case, Deborah K. Johnson has succeeded Tina
14 Hornbeak as warden of Central California Women's Facility, and Jeffrey Beard, Ph.D., has
15 succeeded Matthew Cate as Secretary of the California Department of Corrections and
16 Rehabilitation.
17 Rehabilitation.

18 Accordingly, the Court hereby ORDERS the Clerk of Court to amend the caption in this
19 matter to reflect the names of Deborah K. Johnson, Warden, and Jeffrey Beard, Ph.D., Secretary,
20 California Department of Corrections and Rehabilitation, as Respondents.

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23 IT IS SO ORDERED.

24 Dated: September 15, 2015

/s/ Barbara A. McAuliffe
25 UNITED STATES MAGISTRATE JUDGE