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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ARVIE B. CARROLL,

CASE NO. 1:10-cv-00623-SKO PC

Plaintiff,

ORDER DENYING MOTION TO
AMEND AS MOOT

v.

(Doc. 16)

JAMES A. YATES, et al.,

Defendants.

Plaintiff Arvie B. Carroll, a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on April 9, 2010. On April 12, 2011, Plaintiff filed a motion seeking leave to amend and an amended complaint.

At this stage in the proceedings, Plaintiff may amend once as a matter of right without leave of court and his amended complaint was filed upon receipt. Fed. R. Civ. P. 15(a)(1). Accordingly, Plaintiff's motion to amend is HEREBY DENIED as moot, and his amended complaint will be screened in due course. 28 U.S.C. § 1915A.

IT IS SO ORDERED.

Dated: April 15, 2011

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE