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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

8 | LONNIE WILLIAMS,   CASE NO. 1:10-CV-00952-LJO-DLB PC

9 | Plaintiff,   ORDER REQUIRING PLAINTIFF TO
                                                        PROVIDE FURTHER RESPONSE
10 | v.
                                                        (Doc. 11)
11 | J. LOPEZ, et al.,
                                                        RESPONSE DUE WITHIN 20 DAYS
12 | Defendants.

13 | _____/

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15   Plaintiff Lonnie Williams ("Plaintiff") is a prisoner in the custody of the California

16 Department of Corrections and Rehabilitation ("CDCR"). On July 14, 2010, the Court ordered

17 Plaintiff either to file an amended complaint or proceed only on claims found to be cognizable in

18 the July 14, 2010 Order. The Court also found that Plaintiff had alleged six separate, unrelated

19 claims, and further ordered Plaintiff to identify which claims Plaintiff wished to proceed with in

20 this action. On August 13, 2010, Plaintiff filed notice with the Court of Plaintiff's willingness to

21 proceed only on claims found to be cognizable, but did not specify which claims.

22   The Court identified three claims as cognizable: 1) the April 18, 2010 excessive force

23 incident involving Defendant J. Lopez; 2) the May 20, 2010 retaliatory denial of psychological

24 treatment by Defendant Brewer; and 3) the February 27, 2010 retaliatory placement in

25 administrative segregation by Defendant DaViega. These claims are unrelated and each must be

26 filed in a separate action. Plaintiff failed to specify which claim Plaintiff wished to proceed with

27 in this action. Accordingly, it is HEREBY ORDERED that Plaintiff is to identify which one of

28 the above three claims Plaintiff wishes to retain in this action, within twenty days from the date

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1 of service of this order. The two other claims that are not retained in this action will be

2 dismissed without prejudice to refiling in a separate action. Failure to comply with this order

3 will result in the Court selecting which claim will proceed in this action.

4   IT IS SO ORDERED.

5   **Dated: August 16, 2010**   _____ /s/ **Dennis L. Beck** _____
                                                        UNITED STATES MAGISTRATE JUDGE

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