

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
7

8 MICHAEL RODRIGUEZ, et al.,

CASE NO. CV F 10-1370 LJO MJS

9 Plaintiffs,

**ORDER TO FILE SECOND AMENDED
COMPLAINT**
(Doc. 38.)

10
11 vs.
12

13
14 CITY OF MODESTO, et al.,

15 Defendants.
16
17 _____/

18 Given the Ninth Circuit Court of Appeals' mandate and remand, this Court ORDERS
19 plaintiffs, no later than September 25, 2013, to file and serve a Second Amended Complaint
20 consistent with the Ninth Circuit's August 2, 2013 decision and which omits the properly
21 dismissed false arrest and *Monell* claims.
22
23
24

25 IT IS SO ORDERED.

26 Dated: August 28, 2013

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE