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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
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9 KEVIN E. FIELDS,

10 Plaintiff,

11 vs.

12 RICHARD ROSENTHAL,

13 Defendant.
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1:10-cv-01764-GSA-PC

ORDER DENYING MOTION AS
MOOT
(Doc. 52.)

15 Kevin E. Fields ("Plaintiff") is a state prisoner proceeding pro se with this civil rights
16 action pursuant to 42 U.S.C. § 1983. On December 6, 2013, Plaintiff filed a motion to modify
17 the scheduling order. (Doc. 47.) On January 6, 2014, Plaintiff filed a motion to withdraw the
18 motion to modify the scheduling order. (Doc. 52.) In light of the fact that the court denied
19 Plaintiff's motion to modify the scheduling order on January 2, 2014, Plaintiff's motion to
20 withdraw is moot and shall be denied as such.

21 Accordingly, IT IS HEREBY ORDERED that Plaintiff's motion to withdraw his
22 motion to modify the scheduling order is DENIED as moot.
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26 IT IS SO ORDERED.

27 Dated: January 8, 2014

/s/ Gary S. Austin
28 UNITED STATES MAGISTRATE JUDGE

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