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

CARLOS VILLEGAS,  
Plaintiff,  
v.  
MATHEW CATE, et al.,  
Defendants.

Case No. 1:10-cv-01917-SKO (PC)

ORDER REQUIRING PLAINTIFF TO FILE  
OPPOSITION OR STATEMENT OF NON-  
OPPOSITION WITHIN TWENTY-ONE  
DAYS  
(Doc. 69)

Plaintiff Carlos Villegas, a prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on October 14, 2010. This action is proceeding on Plaintiff's amended complaint against Defendant Neubarth for violation of the Eighth Amendment of the United States Constitution. On November 9, 2015, Defendant filed a motion for summary judgment. Fed. R. Civ. P. 56.

Pursuant to Local Rule 230(l), Plaintiff is **HEREBY ORDERED** to file an opposition or a statement of non-opposition to Defendant's motion within **twenty-one (21) days**. **Plaintiff is warned that the failure to comply with this order will result in dismissal of this action, with prejudice, for failure to prosecute.**  
IT IS SO ORDERED.

Dated: November 10, 2015

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE