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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JAMES FREDRICK MENEFIELD,  
  
Plaintiff,  
  
v.  
  
JAMES A. YATES, et al.,  
  
Defendants.

CASE NO. 1:10-cv-2406-MJS (PC)  
  
ORDER DENYING MOTION FOR ORDER  
REQUIRING DEFENDANTS TO RESPOND  
TO MOTION FOR PRELIMINARY  
INJUNCTION  
  
(ECF No. 15)

\_\_\_\_\_ /

Plaintiff James Fredrick Menefield (“Plaintiff”) is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action in state court and it was removed to this Court by Defendants. After removing the case, Defendants asked the Court that Defendants not be required to answer the Complaint until after the Court had screened the Complaint. The Court granted this request. Plaintiff then filed a Motion for a Preliminary Injunction. Defendants have not responded to the Motion.

Before the Court is Plaintiff’s “Motion to Modify the Order Granting Defendants’ Request for Screening Under the PLRA; and Request for Order Requiring Defendants to Respond to Plaintiff’s Motion for Preliminary Injunction.” (ECF No. 15.) Plaintiff asks that

1 the Court clarify its prior order excusing Defendants from answering the Complaint until  
2 after screening and asks the Court to order Defendants to respond to Plaintiff's motion for  
3 injunctive relief.

4           The Court finds nothing ambiguous about its prior order. The Motion to Modify is  
5 DENIED.

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7           Additionally, until the Court screens Plaintiff's Complaint, there is no need to have  
8 Defendants actively monitor the docket and respond to all of Plaintiff's motions.  
9 Defendants need not respond to Plaintiff's Motion for Preliminary Injunction at this time.  
10 Accordingly, in the interest of efficiency and conservation of judicial resources, Plaintiff's  
11 Motion for a Court Order requiring Defendants to respond is DENIED. Unless otherwise  
12 ordered by the Court, Defendants need not respond to any of Plaintiff's motions, including  
13 the previously filed Motion for a Preliminary Injunction, until the Court screens Plaintiff's  
14 Complaint. The Court will screen Plaintiff's Complaint in due course and, if it states a claim  
15 upon which relief could be granted, the Court will order that Defendants respond to the  
16 Complaint and all pending motions at that time.

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18 IT IS SO ORDERED.

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20 Dated: March 30, 2011

21 1s/ Michael J. Seng  
22 UNITED STATES MAGISTRATE JUDGE  
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