

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

EUGENE E. FORTE,  
Plaintiff,

Case No. 1:11-cv-00318-AWI-BAM

v.

COUNTY OF MERCED, *et al.*,  
Defendants.

---

EUGENE E. FORTE,  
Plaintiff,

Case No. 1:11-cv-00718 AWI-BAM

v.

**ORDER RE: PLAINTIFF'S REQUEST  
FOR COURT TRANSCRIPTS**

TOMMY JONES, *et al.*,  
Defendants,

/

---

The Court has been informed that Plaintiff has requested partial transcripts in *Forte v. Jones, et al.*, 1:11-cv-718 AWI-BAM to address pending issues in *Forte v. County of Merced, et al.*, 1:11-cv-

1 318 AWI-BAM. The email communications from Plaintiff to court personnel have included name  
2 calling and other improper communications. The Court finds that once again, Plaintiff is engaging in  
3 unprofessional and abusive conduct. This behavior will not be tolerated.

4           As to the outstanding transcript request, Plaintiff has requested that the transcript excerpt only  
5 include designated matters. Such request requires a level of court reporter subjectivity. Court reporters,  
6 however, do not parse the transcript. Accordingly, the court reporter is instructed to do her  
7 professional best to accommodate this request, with the understanding that if there is a question, she  
8 will be record inclusive.  
9

10           With regard to the payment of fees associated with this request, the court reporter is directed to  
11 file a fee estimate on the docket. This amount must be received before further work is commenced. To  
12 eliminate the time for a check to clear the bank, Plaintiff is advised that a cashier's check will expedite  
13 his request. If the estimate is too low, Plaintiff will be billed for the remainder of the fees. Full  
14 payment must be received before the transcript is released. If the estimate is too high, any refund will  
15 accompany the transcript.  
16

17           Plaintiff is advised that future requests for transcripts shall be filed as a 1-2 page motion  
18 outlining the requested testimony. Any motion must comport with the directives contained in this  
19 order, as well as all other previous orders admonishing Plaintiff's conduct. All future communications  
20 between Plaintiff and the court reporter shall be filed on the Court's docket. The court reporter is  
21 relieved of any obligation to communicate directly with Plaintiff regarding this request or future  
22 requests.  
23

24 ///

25 ///

26 ///

27 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

The Clerk of the Court is directed to file this order in both *Forte v. Jones et al.*, 1:11-cv-718  
AWI-BAM and *Forte v. County of Merced, et al.*, 1:11-cv-318 AWI-BAM.

IT IS SO ORDERED.

Dated: April 17, 2015

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE