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

NICOLAS MORAN,

Plaintiff,

v.

K. DUTRA, et al.,

Defendants.

Case No. 1:11-cv-00914 LJO-MJS
**ORDER GRANTING MOTION TO
MODIFY THE DISCOVERY AND
SCHEDULING ORDER**
(ECF No. 140)

Plaintiff is a state prisoner proceeding pro se and in forma pauperis in this civil rights action brought pursuant to 28 U.S.C. § 1983. (ECF Nos. 6 & 7.) The action proceeds against Defendant Onwubuya on Plaintiff’s Eighth Amendment inadequate medical care claim and against Defendants Dutra and Brockmeyer on Plaintiff’s Eighth Amendment excessive force claim. (ECF No. 27.)

Defendant Onwubuya moved for summary judgment based on Plaintiff’s failure to exhaust administrative remedies against her. (ECF No. 132.) Findings and recommendations to grant the motion for summary judgment have been submitted to the District Judge. (ECF No. 139.) Defendant moves to modify the discovery and scheduling order to permit the filing of dispositive motions for forty-five days following the District

1 Judge's ruling on the findings and recommendations, should the District Judge decline to
2 adopt the findings and recommendations.

3 Good cause having been shown, Defendant Onwubuya's motion is HEREBY
4 GRANTED. The time for filing dispositive motions is hereby extended to and including
5 forty-five (45) days following the service of an order declining to adopt the findings and
6 recommendations, if any such order is issued.

7
8 IT IS SO ORDERED.

9 Dated: February 23, 2016

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

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