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

JOHN EDWARD MITCHELL,	)	Case No.: 1:11-cv-01205 JLT (PC)
	)	
Plaintiff,	)	ORDER GRANTING PLAINTIFF'S
	)	MOTION TO FILE FIRST AMENDED
v.	)	COMPLAINT
	)	
PENA, et al.,	)	(Doc. 10)
	)	
Defendants.	)	
_____	)	

Plaintiff, a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on July 21, 2011. On November 21, 2011, Plaintiff filed a motion to amend his complaint. (Doc. 10)

At this stage in the proceedings, Plaintiff may amend once as a matter of right without leave of court and his amended complaint was filed upon receipt. Fed. R. Civ. P. 15(a)(1). Accordingly, Plaintiff's motion to file a First Amended Complaint is **GRANTED**, and his amended complaint will be screened in due course. 28 U.S.C. § 1915A.

IT IS SO ORDERED.

Dated: December 2, 2011

/s/ Jennifer L. Thurston  
UNITED STATES MAGISTRATE JUDGE