UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JOHN EDWARD MITCHELL, Plaintiff, vs. PENA, et al., Defendants.	Case No. 1:11-cv-01205-JLT (PC) ORDER DENYING PLAINTIFF'S MOTION FOR MEDIATION (Doc. 18)

Plaintiff is a state prisoner proceeding pro se and in forma pauperis with a civil rights action pursuant to 42 U.S.C. § 1983. Before the Court is Plaintiff's motion for mediation. (Doc. 18) However, because Defendants have not yet appeared in this action, such a motion is premature and will, therefore, be **DENIED**. Plaintiff is free to provide his settlement demand to Defendants to allow them to consider his position. In future, however, Plaintiff **SHALL** refrain from filing settlement demands with this Court.

Therefore, Plaintiff's motion (Doc. 1) is **DENIED without prejudice.**

IT IS SO ORDERED.

Dated: **November 30, 2012**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE