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8	UNITED STA	TES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA		
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11	MUHAMMAD NURIDDIN,) Case No.: 1:11-cv-01448-SAB (PC)	
12	Plaintiff,)) ORDER REGARDING PLAINTIEF'S REQUEST	
13	v.	 ORDER REGARDING PLAINTIFF'S REQUEST FOR CLARIFICATION OF THE SUMMONS AND SERVICE OF PROCESS BY THE UNITED 	
14	ESTRELLA, et al.,) STATES MARSHAL	
15	Defendants.) [ECF No. 24]	
16)	
17	Plaintiff Muhammad Nuriddin is appearing pro se and in forma pauperis in this civil rights		
18	action pursuant to <u>Bivens v. Six Unknown Agents</u> , 403 U.S. 388 (1971). <u>Bivens</u> actions and actions		
19	under 42 U.S.C. § 1983 "are identical save for the replacement of a state actor under § 1983 by a		
20	federal actor under <u>Bivens</u> ." <u>Van Strum v. Lawn</u> , 940 F.2d 406, 409 (9th Cir. 1991).		
21	On October 7, 2014, Plaintiff filed a request for clarification as to the summons and service of		
22	process returned by the United States Marshal.		
23	Inasmuch as the Court issued an order directing the United States Marshal to re-serve the		
24	summons and complaint on Defendant Hector A. Rios, and an order to show cause regarding the		
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1	service of process upon Defendants Bell and Miller, on October 1, 2014, respectively, Plaintiff's		
2	motion for clarification is MOOT and is DENIED on such basis.		
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4	IT IS SO ORDERED.	SIR	
5	Dated: October 9, 2014	Jung N. are	
6		UNITED STATES MAGISTRATE JUDGE	
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