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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
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11 LEONARD RANSOM, JR.,

12 Plaintiff,

13 vs.

14 DANNY HERRERA, et al.,

15 Defendants.  
16  
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1:11-cv-01709-GSA-PC

ORDER DENYING PLAINTIFF'S  
REQUEST FOR SERVICE BY THE  
UNITED STATES MARSHAL,  
WITHOUT PREJUDICE  
(Doc. 21.)

18 Leonard Ransom, Jr. ("Plaintiff") is a state prisoner proceeding pro se with this civil  
19 rights action pursuant to 42 U.S.C. § 1983. On October 13, 2011, Plaintiff filed the Complaint  
20 commencing this action. (Doc. 1.) On October 25, 2011, Plaintiff consented to Magistrate  
21 Judge jurisdiction in this action pursuant to 28 U.S.C. § 636(c), and no other parties have made  
22 an appearance. (Doc. 4.) Therefore, pursuant to Appendix A(k)(4) of the Local Rules of the  
23 Eastern District of California, the undersigned shall conduct any and all proceedings in the case  
24 until such time as reassignment to a District Judge is required. Local Rule Appendix A(k)(3).

25 On December 29, 2014, Plaintiff filed a request for the court to direct the United States  
26 Marshal to serve process upon defendants in this case, and to impose the costs of service on  
27 defendants for their failure to waive service. Plaintiff asserts that he does not presently have  
28 the financial means to obtain a process server.

1 In an order issued concurrently with this order, Plaintiff was granted thirty days in  
2 which to prepare and file a First Amended Complaint. In light of Plaintiff's expected  
3 amendment, it is not time for service of process at this juncture. Therefore, Plaintiff's request  
4 shall be denied, without prejudice to renewal of the motion at a later stage of the proceedings.

5 Accordingly, IT IS HEREBY ORDERED that Plaintiff's request for service by the  
6 United States Marshal is DENIED, without prejudice.

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8 IT IS SO ORDERED.

9 Dated: January 4, 2015

/s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE