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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ARCHIE CRANFORD,

Plaintiff,

vs.

RENEE MEDINA, et al.,

Defendants.

1:13-cv-00210-GSA-PC

ORDER STRIKING THIRD AMENDED  
COMPLAINT FOR LACK OF SIGNATURE  
(Doc. 22.)

ORDER FOR PLAINTIFF TO FILE A  
FOURTH AMENDED COMPLAINT  
BEARING HIS SIGNATURE WITHIN  
THIRTY DAYS

**I. BACKGROUND**

Archie Cranford ("Plaintiff") is a civil detainee proceeding pro se with this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed the Complaint initiating this action on February 8, 2013. (Doc. 1.) On June 11, 2014, Plaintiff filed the Third Amended Complaint. (Doc. 22.)

**II. DISCUSSION**

The Third Amended Complaint is unsigned. (Doc. 22 at 6.) All filings submitted to the court must bear the signature of the filing party. Local Rule 131; Fed. R. Civ. P. 11(a). Accordingly, Plaintiff's Third Amended Complaint shall be stricken from the record for lack of

1 signature. Plaintiff shall be afforded an opportunity to file a Fourth Amended Complaint which  
2 bears his signature and is signed under penalty of perjury.<sup>1</sup>

3 **III. CONCLUSION**

4 Based on the foregoing, it is HEREBY ORDERED that:

- 5 1. Plaintiff's Third Amended Complaint, filed on June 11, 2014, is STRICKEN  
6 from the record for lack of Plaintiff's signature, with leave to amend;
- 7 2. The Clerk's Office shall send Plaintiff a civil rights complaint form;
- 8 3. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file  
9 a Fourth Amended Complaint which bears Plaintiff's signature and is signed  
10 under penalty of perjury;
- 11 4. Plaintiff shall caption the amended complaint "Fourth Amended Complaint" and  
12 refer to the case number 1:13-cv-00210-GSA-PC; and
- 13 5. If Plaintiff fails to comply with this order, this action will be dismissed for  
14 failure to state a claim upon which relief may be granted.

15 IT IS SO ORDERED.

16 Dated: April 7, 2015

17 /s/ Gary S. Austin  
18 UNITED STATES MAGISTRATE JUDGE

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27 <sup>1</sup> The Fourth Amended Complaint must be dated and signed by Plaintiff, attesting under penalty  
28 of perjury to facts known by the declarant, in substantially the following form: "I declare under penalty of perjury  
that the foregoing is true and correct. Executed on (date). (Signature)." Such a declaration, if properly prepared,  
is admissible in federal court with the same effect as an affidavit. 28 U.S.C. § 1746.