

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

TIMOTHY LUCKEY, Plaintiff, v. VISALIA UNIFIED SCHOOL DISTRICT, Defendant.	Case No. 1:13-cv-00332-AWI-SAB ORDER
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On December 18, 2014, Defendant Visalia Unified School District (“Defendant”) filed what purports to be an opposition to Plaintiff Timothy Luckey’s (“Plaintiff”) motion for summary judgment. (ECF No. 44.) However, Plaintiff has not filed any motion for summary judgment. Accordingly, the Court will disregard Defendant’s filing.

On September 19, 2014 and December 1, 2014, Plaintiff filed two documents; both entitled “Undisputed Material Fact.” (ECF Nos. 40, 41.) However, neither filing appears to be a motion. Neither filing asks the Court to enter summary judgment in favor of Plaintiff. The filings appear to merely be a list of facts which Plaintiff contends are undisputed. From the Court’s experience, it is not uncommon to receive similar filings from pro se litigants who are unfamiliar with legal proceedings. These filings are functionally meaningless. Plaintiff is advised that, generally speaking, unless he is asking for specific relief from the Court through a properly noticed motion, he is not required to file anything with the Court unless the Court

1 orders Plaintiff to file it, or it is required by the Local Rules or the Rules of Federal Procedure
2 (such as an opposition to a motion filed by Defendant). Since Plaintiff's filings are not motions,
3 are not oppositions to a motion filed by Defendant, and were not otherwise required by Court
4 order, Local Rule, or a Rule of Civil Procedure, the Court will disregard Plaintiff's September
5 19, 2014 and December 1, 2014 filings.

6 Based upon the foregoing, it is HEREBY ORDERED that Defendant's December 18,
7 2014 and Plaintiff's September 19, 2014 and December 1, 2014 filings are DISREGARDED by
8 the Court.

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10 IT IS SO ORDERED.

11 Dated: December 30, 2014



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UNITED STATES MAGISTRATE JUDGE