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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

ALEX TABATABAEE,	)	1:13-cv-00911-LJO-BAM (PC)
	)	
Plaintiff,	)	ORDER GRANTING PLAINTIFF’S
	)	MOTION REGARDING LODGED SECOND
v.	)	AMENDED COMPLAINT
	)	(ECF No. 12)
BRIAN MARSHALL, et al.,	)	
	)	ORDER DIRECTING CLERK OF COURT
Defendants.	)	TO OPEN NEW CASE WITH LODGED
	)	SECOND AMENDED COMPLAINT (ECF
	)	No. 11)
	)	
	)	ORDER STRIKING LODGED SECOND
	)	AMENDED COMPLAINT FROM THIS
	)	ACTION (ECF No. 11)
	)	

Plaintiff Alex Tabatabaee (“Plaintiff”) is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on June 17, 2013. On June 28, 2013, Plaintiff filed a first amended complaint. (ECF No. 7.)

On August 11, 2014, a second amended complaint was lodged in this action. (ECF No. 11.)

On September 2, 2014, Plaintiff filed a notice that the lodged second amended complaint was intended to be a filed as a new action. (ECF No. 13.)

On September 15, 2014, Plaintiff filed motion requesting that his lodged complaint be filed as a new action. (ECF No. 12.)

