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

RICHARD D. HEYER,  
Plaintiff,

v.

ANGELA KRUEGER, et al.,  
Defendants.

Case No. 1:13-cv-01297 DLB PC

**ORDER DISREGARDING PLAINTIFF'S  
MOTION FOR CLARIFICATION**

(Document 24)

Plaintiff Richard D. Heyer ("Plaintiff") is a California state prisoner proceeding pro se and in forma pauperis in this civil action pursuant to 42 U.S.C. § 1983. Plaintiff filed his complaint on August 5, 2013, and the action was transferred to this Court on August 13, 2013.

Plaintiff filed a First Amended Complaint on November 18, 2013. The First Amended Complaint appears to set forth due process and other issues related to the allegedly unlawful actions of a public defender and the Litigation Coordinator at Plaintiff's prior place of incarceration.

On December 16, 2013, Plaintiff filed a motion requesting that the Court refer to his complaint not as a "First Amended Complaint," but as an "Eighth or Fourteenth Amendment Complaint." Plaintiff states that his complaint does not include any First Amendment issues.

1 Plaintiff's motion is DISREGARDED as unnecessary and incorrect. The "First Amended  
2 Complaint" means that his original complaint has been amended and is now referred to as a First  
3 Amended Complaint. It has nothing to do with the causes of action alleged in the complaint.

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6 IT IS SO ORDERED.

7 Dated: December 17, 2013

/s/ Dennis L. Beck  
UNITED STATES MAGISTRATE JUDGE

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