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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

9 DARRELL JUNIOR LESCALLETT,   ) 1:13-cv-01342-LJO-BAM (PC)
)
10   Plaintiff,   ) ORDER REQUIRING PLAINTIFF TO FILE
) OPPOSITION OR STATEMENT OF NON-
11   v.   ) OPPOSITION TO MOTION FOR
) SUMMARY JUDGMENT
12 R. DIAZ, et al.,   )
) (ECF No. 28)
13   Defendants.   )
) **THIRTY (30) DAY DEADLINE**
14   )
)
15 _____   )

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17   Plaintiff Darrell Junior Lescallett ("Plaintiff") is a state prisoner proceeding in forma

18 pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. This action currently proceeds

19 on Plaintiff's claims for retaliation in violation of the First Amendment against Defendants

20 Gipson, Broomfield and Doe Defendants.

21   On May 17, 2016, Defendants filed a motion for summary judgment. Fed. R. Civ. P. 56.

22 (ECF No. 28.) Plaintiff was provided with notice of the requirements for opposing a motion for

23 summary judgment. Woods v. Carey, 684 F.3d 934 (9th Cir.2012); Rand v. Rowland, 154 F.3d

24 952, 957 (9th Cir.1988); Klingele v. Eikenberry, 849 F.2d 409, 411–12 (9th Cir.1988). (ECF No.

25 28-3.) Plaintiff's opposition was due within twenty-one (21) days of service of Defendants'

26 motion. More than thirty (30) days have passed since the motion for summary judgment was

27 filed and served, but Plaintiff has not filed any opposition or statement of non-opposition to the

28 motion. Nor has Plaintiff made any other communications with the Court.

1   Pursuant to Local Rule 230(l), Plaintiff is HEREBY ORDERED to file an opposition or a

2 statement of non-opposition to Defendants' motion within thirty (30) days. **Plaintiff is warned**

3 **that the failure to comply with this order may result in dismissal of this action, with**

4 **prejudice, for failure to prosecute and failure to obey a court order.**

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6 IT IS SO ORDERED.

7   Dated: **June 19, 2016**   /s/ *Barbara A. McAuliffe*

8   UNITED STATES MAGISTRATE JUDGE