1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 EASTERN DISTRICT OF CALIFORNIA 10 11 FEDERICO HERNANDEZ, CASE NO. 1:13-cv-01625-MJS (PC) 12 Plaintiff, ORDER STRIKING MOTION IN LIMINE (ECF No. 109) AND MOTION FOR 13 ٧. PROPOSED VOIR DIRE QUESTIONS (ECF No. 110) 14 M. HERNANDEZ, et al., 15 Defendants. 16 17 Plaintiff is a state prisoner proceeding in forma pauperis in this civil rights action 18 brought pursuant to 42 U.S.C. § 1983. The action proceeds against Defendants 19 Hernandez, Zambrano, Clark, Rodriguez, and Martin on Plaintiff's Eighth Amendment 20 excessive force claim. Trial is set for August 11, 2015. (ECF No. 86.) Plaintiff recently 21 obtained volunteer counsel. (ECF No. 103.) 22 Before the Court are Plaintiff's July 17, 2015 motion in limine (ECF No. 109) and 23 motion for proposed voir dire questions (ECF No. 110), both filed by Plaintiff acting in 24 pro se. 25 Counsel has been appointed to represent Plaintiff in the preparation for and 26 conduct of trial. Plaintiff's motions therefore must be brought through counsel. See, 27

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e.g., United States. v. El-Alamin, 574 F.3d 915, 923 (8th Cir.2009); United States v. Hildreth, 485 F.3d 1120, 1125 (10th Cir.2007); United States v. Vampire Nation, 451 F.3d 189, 206 n. 17 (3rd Cir.2006); Abdullah v. United States, 240 F.3d 683, 686 (8th Cir.2001); Ennis v. LeFevre, 560 F.2d 1072 (2d Cir.1977). The Court will not entertain motions brought by Plaintiff on his own behalf. Accordingly, Plaintiff's unauthorized motion in limine (ECF No. 109) and motion for proposed voir dire questions (ECF No. 110) are HEREBY STRICKEN. IT IS SO ORDERED. 1st Michael J. Seng Dated: <u>July 20, 2015</u>