1		
2		
3		
4		
5		
6		
7		
8	UNITED STAT	TES DISTRICT COURT
9	EASTERN DISTRICT OF CALIFORNIA	
10		
11	BERNARD SPENCER,) Case No.: 1:13-cv-01657-LJO-SAB (PC)
12	Plaintiff,))) ORDER GRANTING PLAINTIFF UNTIL APRIL
13	v.) 30, 2017, TO FILE AN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY
14	A. ESCOBEDO, et al.,) JUDGMENT
15	Defendants.) [ECF No. 53]
16		<u>_</u>)
17	Plaintiff Bernard Spencer is appearing pro se and in forma pauperis in this civil rights action	
18	pursuant to 42 U.S.C. § 1983.	
19	On April 6, 2017, Plaintiff filed a sixth request to extend the time to file an opposition to	
20	Defendants' motion for summary judgment.	
21	Defendants' motion for summary judgment was filed on September 30, 2016, and the Court	
22	has previously granted Plaintiff five separate extensions of time to file an opposition. In the present	
23	request, Plaintiff states that he has been transferred to three different facilities and his requests for	
24	legal documents have not been accommodated. Plaintiff indicates that he was returned to California	
25	Men's Colony on March 23, 2017. Based on Plaintiff's representations in the current motion, the	
26	Court will grant Plaintiff one last and final extension of time to file an opposition to Defendants'	
27	motion for summary judgment. However, given the length of time that the Defendants' motion has	
28	been pending and the fact that Plaintiff has previously receive five thirty day extensions of time to file	

1	an opposition, no further extensions of time will be honored. Indeed, Plaintiff fails to demonstrate	
2	what, if any, information is necessary to which he does not have access in order to properly file an	
3	opposition. Accordingly, Plaintiff has until April 30, 2017 , to file an opposition to Defendants'	
4	motion for summary judgment, after which time the motion will be submitted for review. After that	
5	time period, the motion will be deemed submitted.	
6		
7	IT IS SO ORDERED.	
8	Dated: April 10, 2017	
9	UNITED STATES MAGISTRATE JUDGE	
10		
11		
12		
13		
14		
15		
16		
17		
18		
19 20		
20 21		
21		
22		
23		
25		
26		
27		
28		
	2	