

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

10 CECILIA FRAHER, Case No. 1:13-cv-01849-SKO (PC)

11 Plaintiff,
12 v.
13 ROBERT MITCHELL, et al..

ORDER DENYING MOTION FOR LEAVE
TO FILE SUPPLEMENTAL EVIDENCE
AND GRANTING PLAINTIFF THIRTY
DAYS TO FILE SECOND AMENDED
COMPLAINT

14 || Defendants (Dec. 13)

16 Plaintiff Cecilia Fraher, a state prisoner proceeding pro se and in forma pauperis, filed this
17 civil rights action pursuant to 42 U.S.C. § 1983 on November 14, 2013. On February 25, 2015,
18 Plaintiff filed a motion seeking leave to file supplemental evidence in support of her amended
19 complaint, which was filed on July 28, 2014.

20 Although Plaintiff is entitled to seek leave to supplement her amended complaint to add
21 facts relating to events which occurred after July 28, 2014, Fed. R. Civ. P. 15(d), her pleading
22 must nonetheless be complete within itself without reference to prior or subsequent pleadings,
23 Local Rule 220. Therefore, if Plaintiff wishes to add facts or exhibits to her amended complaint,
24 she must file a second amended complaint that is complete within itself without reference to her
25 prior pleading. In as much as Plaintiff's amended complaint will come before the Court for
26 statutory screening in the near future, 28 U.S.C. § 1915A, the Court will grant Plaintiff thirty days
27 within which to file a second amended complaint that is complete within itself, Local Rule 220. If

1 Plaintiff does not file a second amended complaint within thirty days, the Court will screen her
2 first amended complaint, filed on July 28, 2014.

3 Accordingly, Plaintiff's motion for leave to file supplemental evidence is HEREBY
4 DENIED, and Plaintiff is GRANTED **thirty (30) days** from the date of service of this order
5 within which to file a second amended complaint, if she elects to do so.

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IT IS SO ORDERED.

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Dated: April 8, 2015

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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