



1 However, the Court will not grant an indefinite stay. The Court's docket is full of similar  
2 cases and it cannot justify holding such actions open indefinitely. See, e.g., Sims v.  
3 Lopez, 2012 WL 4801128 (E.D. Cal. Oct. 9, 2012).

4 However, given that he reportedly had no access to his legal papers at the time  
5 his deadline to amend expired, the Court will grant him an additional 60 days from the  
6 date of this Order to file an amended complaint.

7 Alternatively, Plaintiff has an absolute right to voluntarily withdraw his complaint  
8 without prejudice and refile it at a later date (subject of course to complying with  
9 applicable statues of limitations and other procedural requirements). Fed. R. Civ. P.  
10 41(a)(1).

11 Accordingly, it is HEREBY ORDERED that:

12 1. Plaintiff's motions to stay (ECF Nos. 8 and 9) are DENIED;

13 2. Plaintiff is granted sixty (60) days from the date of service of this order in  
14 which to file an amended complaint or file a notice of voluntary dismissal without  
15 prejudice; and

16 3. The Clerk of the Court shall send Plaintiff (1) a blank civil rights complaint  
17 form, (2) a copy of his Complaint, filed January 6, 2014, (3) a copy of the Court's March  
18 31, 2014 Screening Order (ECF No. 7), and (4) a copy of the docket.

19  
20 IT IS SO ORDERED.

21 Dated: June 24, 2014

22 /s/ Michael J. Seng  
23 UNITED STATES MAGISTRATE JUDGE  
24  
25  
26  
27  
28