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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PERRY WASHINGTON, et al,
Plaintiffs,
v.
FRESNO COUNTY SHERIFF, et al.,
Defendants.

Case No. 1:14-cv-00129-DAD-SAB
ORDER VACATING DATES AND
STAYING ACTION
(ECF Nos. 84, 85, 86)

On February 5, 2016, Plaintiff filed a motion to amend the scheduling order in this action. (ECF No. 80.) On February 12, 2016, an order issued requiring Defendant to file a response to Plaintiff's motion to amend the scheduling order. (ECF No. 83.) On February 16, 2016, Defendant filed a notice that Plaintiff has been declared incompetent to stand trial in his criminal action and requests a stay of these proceedings until Plaintiff's competency is restored. (ECF Nos. 84-86.)

The Court finds that an indefinite stay of this action is not appropriate. However, based upon the finding of incompetency by the state court, the Court finds that appointment of counsel, and potentially appointment of a guardian ad litem, is appropriate in this instance. Therefore, the Court shall temporarily stay this action while it seeks appointment of counsel for Plaintiff.

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