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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

PAUL ERIC PARIS,  
  Plaintiff,  
  
                    v.  
  
IKWINDER SINGH,  
  Defendant.

CASE NO. 1:14-cv-00391-MJS (PC)  
**ORDER DISCHARGING ORDER TO  
SHOW CAUSE**  
**(ECF No. 32)**

Plaintiff is a former state prisoner proceeding pro se and in forma pauperis in this civil rights action brought pursuant to 42 U.S.C. § 1983. The action proceeds against Defendant Singh on Plaintiff’s Eighth Amendment claim for inadequate medical care. The parties have consented to Magistrate Judge jurisdiction for all purposes pursuant to 28 U.S.C. § 636(c).

On September 9, 2016, Defendant filed a motion for summary judgment. (ECF No. 30.) Plaintiff failed to file an opposition. On October 24, 2016, the Court ordered Plaintiff to file an opposition or statement of non-opposition within twenty-one days. (ECF No. 31.) The twenty-one day deadline passed without Plaintiff either filing an opposition or statement of non-opposition, or seeking an extension of time to do so. On November 21, 2016, the Court ordered Plaintiff to show cause why the action should not be

1 dismissed for failure to obey a court order and failure to prosecute. (ECF No. 32.) On  
2 November 23, 2016, Plaintiff filed his opposition. (ECF No. 33.)

3 Despite Plaintiff's failure to show cause for his untimely filing, the Court  
4 nevertheless will discharge the order to show cause. The Court will proceed to the merits  
5 of Defendant's motion following receipt of Defendant's reply, if any.

6 Based on the foregoing, the order to show cause (ECF No. 32) is HEREBY  
7 DISCHARGED.

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9 IT IS SO ORDERED.

10 Dated: November 27, 2016

*/s/ Michael J. Seng*  
11 UNITED STATES MAGISTRATE JUDGE

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