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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 GREGORY ELL SHEHEE,) Case No.: 1:14-cv-00706-SAB (PC)
12 Plaintiff,)
13 v.) ORDER VACATING ORDER TO SHOW CAUSE
14 K. TRUMBLY, et al.,) AND GRANTING PLAINTIFF THIRTY
15 Defendants.) DAYS FROM THE DATE OF SERVICE OF
16) THIS ORDER TO FILE AMENDED
) COMPLAINT OR THE ACTION WILL BE
) DISMISSED
) [ECF Nos. 17, 21]
)

17 Plaintiff Gregory Ell Shehee is a civil detainee proceeding pro se in a civil rights action
18 pursuant to 42 U.S.C. § 1983. Individuals detained pursuant to California Welfare and Institutions
19 Code § 6600 et seq. are civil detainees and are not prisoners within the meaning of the Prison
20 Litigation Reform Act. Page v. Torrey, 201 F.3d 1136, 1140 (9th Cir. 2000).

21 On August 1, 2014, the Court screened and dismissed Plaintiff's complaint with leave to
22 amend for failure to state a cognizable claim for relief. (ECF No. 9.)

23 On December 11, 2014, the Court issued an order to show cause why the action should not be
24 dismissed for failure to comply with a court order. (ECF No. 17.)

25 On February 9, 2015, the Court denied Plaintiff's request for the appointment of counsel, and
26 granted Plaintiff thirty days to file an amended complaint in compliance with the Court's August 1,
27 2014, screening order. (ECF No. 19.)
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1 On March 27, 2015, Plaintiff filed a notice with the Court indicating that he is presented
2 confined at the Fresno County jail and is presently without his legal property.

3 In the interest of justice, the Court will vacate the order to show cause issued December 11,
4 2014, and grant Plaintiff thirty days from the date of this order to file an amended complaint in
5 compliance with the Court's August 1, 2014, order.

6 Based on the foregoing, it is HEREBY ORDERED that:

- 7 1. The order to show cause issued December 11, 2014, is VACATED;
- 8 2. Plaintiff has thirty days from the date of service of this order to file an amended
9 complaint; and
- 10 3. Failure to comply with this order will result in dismissal of the action for failure to
11 comply with a court order.

12
13 IT IS SO ORDERED.

14 Dated: April 2, 2015


UNITED STATES MAGISTRATE JUDGE