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| 5  | UNITED STATES DISTRICT COURT  |   |
| 6  | EASTERN DISTRICT OF CALIFORNIA  |   |
| 7  |   |   |
| 8  | GREGORY ELL SHEHEE,   | Case No.: 1:14-cv-00706-DAD-SAB (PC)  |
| 9  | Plaintiff,  | ORDER DIRECTING DEFENDANTS TO FILE A RESPONSE TO PLAINTIFF'S MOTION FOR LEAVE TO FILE A THIRD AMENDED |
| 10 | v. )  |   |
| 11 | REDDING, et al.,  | COMPLAINT   |
| 12 | Defendants.   | [ECF No. 64]  |
| 13 |   |   |
| 14 | At the time this action was filed, Plaintiff Gregory Ell Shehee was a civil detainee proceeding               |   |
| 15 | pro se in a civil rights action pursuant to 42 U.S.C. § 1983. Individuals detained pursuant to California     |   |
| 16 | Welfare and Institutions Code § 6600 et seq. are civil detainees and are not prisoners within the             |   |
| 17 | meaning of the Prison Litigation Reform Act. <u>Page v. Torrey</u> , 201 F.3d 1136, 1140 (9th Cir. 2000).     |   |
| 18 | On January 23, 2017, Plaintiff filed a motion for leave to file a third amended complaint.                    |   |
| 19 | Defendants have not filed an opposition or statement of non-opposition. Local Rule 230(1).                    |   |
| 20 | Accordingly, within <b>fifteen</b> (15) days from the date of service of this order, Defendants shall file an |   |
| 21 | opposition or statement of non-opposition to Plaintiff's motion to amend.                                     |   |
| 22 |   |   |
| 23 | IT IS SO ORDERED.   | SIZ   |
| 24 | Dated: March 1, 2017  | July N. Lade  |
| 25 |   | UNITED STATES MAGISTRATE JUDGE  |
| 26 |   |   |