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Defendants.

) Case No.: 1:14-cv-01184-BAM (PC)
)
) ORDER DENYING PLAINTIFF'S MOTION FOR
) LEAVE TO AMEND HIS COMPLAINT AS
) UNNECESSARY
) (ECF No. 5)
)
)
)
)

Plaintiff Rodney O'Neal Brown ("Plaintiff") is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff initiated this action on July 29, 2014. On August 14, 2014, Plaintiff filed a motion for leave to amend his complaint to reflect the true name of a defendant. (ECF No. 5.)

Plaintiff has not previously amended and he therefore may amend once as a matter of right at this stage in the proceedings. Fed. R. Civ. P. 15(a)(1). As Plaintiff does not need leave of court to file an amended complaint, his motion is **HEREBY DENIED** as unnecessary.

IT IS SO ORDERED.

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE