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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 VANCE EDWARD JOHNSON,

12 Plaintiff,

13 vs.

14 BARAJAS,

15 Defendant.
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1:14-cv-01690-LJO-GSA-PC

ORDER REQUIRING PLAINTIFF TO FILE
OPPOSITION OR STATEMENT OF NON-
OPPOSITION TO DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT WITHIN
THIRTY DAYS

(ECF No. 29.)

17 **I. BACKGROUND**

18 Vance Edward Johnson ("Plaintiff") is a state prisoner proceeding pro se and in forma
19 pauperis with this civil rights action pursuant to 42 U.S.C. § 1983. The case now proceeds with
20 the First Amended Complaint filed by Plaintiff on August 21, 2015, against defendant
21 Correctional Officer M. Barajas ("Defendant") on Plaintiff's claim of adverse conditions of
22 confinement under the Eighth Amendment. (ECF No. 9.)

23 On August 30, 2017, Defendant filed a motion for summary judgment. (ECF No. 29.)
24 Plaintiff was required to file an opposition or a statement of non-opposition to the motion
25 within twenty-one days, but has not done so. Local Rule 230(l).

26 **II. CONCLUSION**

27 Accordingly, within **thirty (30) days** from the date of service of this order, Plaintiff
28 must file an opposition or a statement of non-opposition to Defendant's motion for summary

1 judgment. Plaintiff's failure to comply with this order shall result in a recommendation that
2 this case be dismissed.

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4 IT IS SO ORDERED.

5 Dated: October 5, 2017

/s/ Gary S. Austin
6 UNITED STATES MAGISTRATE JUDGE