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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BATES, et al.,
Plaintiffs,
v.
ARNOLD SCHWARZENEGGER, et al.,
Defendants.

Case No. 1:14-cv-02085-LJO-SAB
ORDER REQUIRING PLAINTIFFS TO
EITHER FILE AN EXECUTED NOTICE OF
SERVICE OF SUMMONS OR SERVE THE
COMPLAINT WITHIN TWENTY DAYS

On December 29, 2014, Plaintiff filed a complaint alleging violations of the Eighth Amendment. (ECF No. 1.) On January 7, 2015, this action was related to Smith v. Schwarzenegger, 1:14-cv-00060-LJO-SAB (E.D. Cal), and reassigned to the undersigned. (ECF No. 8.) On January 22, 2015, the Court found that this action met the requirements to be consolidated with Smith, but that consolidation would further delay Smith. Accordingly, this action was stayed to allow the Court to address a motion to dismiss in Smith. (Id.)

On October 19, 2015, the stay of this action was lifted due to the decision being issued on the motion to dismiss in Smith. The summons in this action was issued on December 31, 2014 and as of the date of this order, Plaintiffs have not returned an executed notice of service of the summons and complaint. Local Rule 135(c).

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1 Based on the foregoing, Plaintiffs are HEREBY ORDERED to either file an executed
2 notice of service of summons or serve Defendants in this action with a summons and copy of the
3 complaint within twenty days of the date of service of this order.

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6 IT IS SO ORDERED.

7 Dated: November 4, 2015


UNITED STATES MAGISTRATE JUDGE