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2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF CALIFORNIA
4

5 MANUEL ANTONIO GONZALEZ,

6 Plaintiff,

7 v.

8 J. RAZO, et al.,

9 Defendants.

1:15-cv-01098-DAD-EPG (PC)

ORDER DENYING PLAINTIFF'S
REQUEST TO RESCHEDULE THE
TELEPHONIC STATUS
CONFERENCE AND REQUEST FOR
THE COURT TO INSTRUCT THE
INSTITUTION
(ECF NO. 51)

10 ORDER DIRECTING CLERK TO
11 SEND PLAINTIFF, SUPERVISING
12 DEPUTY ATTORNEY GENERAL
13 MONICA ANDERSON, AND THE
WARDEN OF R.J. DONOVAN
CORRECTIONAL FACILITY A COPY
OF ORDER

14 ORDER DIRECTING CLERK TO
15 SEND SUPERVISING DEPUTY
16 ATTORNEY GENERAL MONICA
17 ANDERSON AND THE WARDEN OF
18 R.J. DONOVAN CORRECTIONAL
FACILITY A COPY OF PLAINTIFF'S
REQUEST TO RESCHEDULE THE
TELEPHONIC STATUS
CONFERENCE (ECF NO. 51)

19
20 Manuel Antonio Gonzalez ("Plaintiff") is a state prisoner, and is the plaintiff in this
21 civil rights action filed pursuant to 42 U.S.C. § 1983, which includes attendant state law claims.
22 On March 29, 2017, the Court held a telephonic status conference. Plaintiff and Plaintiff's
23 counsel were directed to appear. (ECF No. 45). Plaintiff was served with a copy of the order
24 directing him to appear on March 14, 2017. Plaintiff did not appear.

25 On April 3, 2017, Plaintiff filed a request to reschedule the telephonic status conference
26 and for the Court to instruct the institution ("the Request"). (ECF No. 51). Plaintiff asks the
27 Court to reschedule the status conference, to instruct the institution, the Warden, the Litigation
28 Coordinator, and Correctional Counselor Medina to comply with the order scheduling the

1 status conference, and to notify Plaintiff about what took place at the status conference.
2 According to Plaintiff, he was deliberately denied access to the status conference. Plaintiff
3 notified the Litigation Coordinator and Correctional Counselor Medina about the status
4 conference, but was not provided access to the status conference.

5 The Request to reschedule the conference and inform Plaintiff of what happened will be
6 denied. Plaintiff's attorney attended the status conference and addressed the Court's questions
7 for the time being. Plaintiff's attorney can inform Plaintiff of what occurred.

8 That said, the Court is concerned about Plaintiff's access to his counsel and the Court.
9 Plaintiff indicates that he informed the institution of his requirement to attend the conference
10 and was not permitted to attend. The Court already requested that the Warden of R.J. Donovan
11 Correctional Facility confirm that Plaintiff is receiving his legal mail and that Plaintiff has
12 access to his counsel and the Court (ECF No. 48), and the Request has only increased the
13 Court's concerns.

14 Accordingly, the Court will direct the Clerk of Court to serve a copy of the Request and
15 this order on the Warden of R.J. Donovan Correctional Facility and Supervising Deputy
16 Attorney General Monica Anderson, so that the Warden will have the benefit of this
17 information and opportunity to address the Request in his response to the Court's order of
18 March 29, 2017, if he so chooses.

19 Therefore, based on the foregoing, IT IS HEREBY ORDERED that:

- 20 1. The Request to reschedule the status conference is DENIED;
- 21 2. The Clerk of Court is directed to send Plaintiff, Supervising Deputy Attorney
22 General Monica Anderson, and the Warden of R.J. Donovan Correctional
23 Facility a copy of this order; and

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3. The Clerk of Court is directed to send Supervising Deputy Attorney General Monica Anderson and the Warden of R.J. Donovan Correctional Facility a copy of the Request, (ECF No. 51).

IT IS SO ORDERED.

Dated: April 7, 2017

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE