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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

REGINALD RAY YORK,

 Plaintiff,

 v.

GARCIA, *et al.*,

 Defendants.

Case No. 1:15-cv-01828-DAD-BAM (PC)

ORDER VACATING TRIAL DATE,
TELEPHONIC TRIAL CONFIRMATION
HEARING DATE, AND DEADLINES SET IN
AMENDED SECOND SCHEDULING
ORDER

ORDER SETTING TELEPHONIC STATUS
CONFERENCE

Date: October 7, 2020
Time: 9:30 a.m.

Plaintiff Reginald Ray York (“Plaintiff”) is a state prisoner proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983.

Pursuant to the Amended Second Scheduling Order issued February 21, 2020, this action is currently set for a telephonic trial confirmation hearing on September 8, 2020 and a jury trial commencing November 3, 2020 before District Judge Dale A. Drozd. (ECF No. 100.) That order set forth deadlines for the filing of pretrial motions and pretrial statements. The parties were also reminded that District Judge Drozd was at that time, and remains, the sole active District Judge in this Division, and may not be available to conduct the pretrial conference and trial in this action.

(Id.; See ECF No. 98.)

Since the issuance of the Amended Second Scheduling Order, there has also been an outbreak of the novel coronavirus, or COVID-19, which has required the closure of the

1 courthouse to the public, and further delays to in-person proceedings in all matters before the
2 Court. The Courthouse remains closed and no jury trials are scheduled for the foreseeable future.
3 In light of the ongoing judicial emergency in the Eastern District of California, (ECF No. 98), as
4 well as the evolving circumstances surrounding the COVID-19 crisis, the Court finds it
5 appropriate to vacate the September 8, 2020, telephonic trial confirmation hearing, and the
6 November 3, 2020 trial date in this action. These dates will be reset at a later time, as
7 circumstances allow.

8 The Court will also set a telephonic status conference for October 7, 2020, at 9:30 a.m. to
9 discuss resetting the relevant deadlines and trial date.

10 Accordingly, IT IS HEREBY ORDERED that:

- 11 1. The telephonic trial confirmation hearing date of September 8, 2020 is VACATED;
- 12 2. The trial date of November 3, 2020 is VACATED;
- 13 3. The deadlines for submission of pretrial statements and motions for attendance of
14 incarcerated and unincarcerated witnesses as set forth in the February 21, 2020 Amended
15 Second Scheduling Order are VACATED. These deadlines will be reset upon
16 confirmation of the continued trial date;
- 17 4. A telephonic status conference is set for **October 7, 2020, at 9:30 a.m.** before the
18 undersigned in Courtroom 8 (BAM);
- 19 5. The parties shall appear telephonically by using the following dial-in number and
20 passcode at the time set for the hearing: **dial-in number 1-877-411-9748; passcode**
21 **3219139**; and
- 22 6. Defense counsel is required to arrange for Plaintiff's participation by contacting the
23 Litigation Coordinator at the institution where Plaintiff is housed.

24
25 IT IS SO ORDERED.

26 Dated: June 30, 2020

27 /s/ Barbara A. McAuliffe
28 UNITED STATES MAGISTRATE JUDGE