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5 **UNITED STATES DISTRICT COURT**

6 EASTERN DISTRICT OF CALIFORNIA

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8 REGINALD RAY YORK,) No.: 1:15-cv-01828-DAD-BAM (PC)
9 Plaintiff,)
10 v.) ORDER GRANTING DEFENDANTS'
11 G. GARCIA, et al.,) MOTION TO MODIFY THE DISCOVERY
12 Defendants.) AND SCHEDULING ORDER
13) [Doc. 59]

14 Plaintiff Reginald Ray York is a state prisoner proceeding *pro se* in this civil action
15 pursuant to 42 U.S.C. § 1983.

16 On May 21, 2018, Defendants filed a motion for an order terminating this action as a
17 sanction for Plaintiff's failure to respond to discovery and comply with a court order. (Doc. 53.)
18 That motion remains pending.

19 Currently before the Court is Defendants' motion to modify the discovery and scheduling
20 order, with a declaration in support. (Doc. 59.) The current dispositive motion filing deadline in
21 this case is July 23, 2018. (Doc. 45.) Defendants seek to extend the dispositive motion deadline
22 until after the Court has ruled on Defendants' motion for sanctions, because the sanctions motion
23 may dispose of the case in its entirety. Alternatively, any evidentiary sanction against Plaintiff
24 may affect the preparation of a summary judgment motion.

25 The Court finds good cause to modify the discovery and scheduling order under the
26 circumstances. Fed. R. Civ. P. 16(b)(4). Because the Court expects a quick determination of the
27 pending sanctions motion, the Court will extend the current dispositive motion deadline by
28 ninety (90) days.

