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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

RANDY LANGLEY,  
Plaintiff,  
v.  
E. GARCIA, et al.,  
Defendants.

Case No: 1:16-cv-01299-LJO-JLT (PC)  
ORDER GRANTING PLAINTIFF'S MOTION  
TO STAY PROCEEDINGS  
(Doc. 43)

On October 18, 2019, Randy Langley filed a motion to stay the proceedings in this case until April 2020. (Doc. 43.) In his motion, Plaintiff states that he is currently housed at Valley State Prison; does not have possession of his property, including legal materials related to this case; and does not know when he will be returned to Sierra Conservation Center. (*Id.* at 1-2.) Plaintiff further states that he will be released from prison on January 16, 2020, and that he plans to retain counsel at that time. (*Id.* at 2.) Defendants filed a statement of non-opposition on October 21, 2019. (Doc. 44.) Defendants do not oppose Plaintiff's motion if an order granting the motion is issued promptly. (*Id.* at 1.) Defendants contend that, since the dispositive motion deadline is a few weeks away, and since Defendants plan to file a motion for summary judgment, they would be prejudiced if an order granting the stay is not issued promptly. (*Id.* at 1-2.)

The Court notes that the discovery cutoff date has passed; although, prior to the cutoff,

1 Plaintiff filed two discovery-related motions, (Docs. 39, 41), which are currently pending.<sup>1</sup> The  
2 only upcoming deadline is the dispositive motions deadline: November 19, 2019.

3 Having considered Plaintiff's motion and Defendants' statement of non-opposition, the  
4 Court finds good cause to grant a stay. However, the Court finds that the length of the requested  
5 stay is excessive, particularly since this case has been ongoing since September 2016.

6 Furthermore, if Plaintiff wishes to seek counsel after he is released from prison, he should be able  
7 to do so within one month's time. Based on the foregoing, the Court ORDERS:

- 8 1. Plaintiff's motion to stay the proceedings in this case, (Doc. 43), is GRANTED;
- 9 2. This case is STAYED until February 14, 2019; and
- 10 3. The dispositive motion deadline is VACATED and will be reinstated once the stay is  
11 lifted.

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13 IT IS SO ORDERED.

14 Dated: October 26, 2019

/s/ Jennifer L. Thurston  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> Defendants filed oppositions to both motions, (Docs. 40, 42), and the time has passed for Plaintiff to file replies. The Court thus deems the motions submitted. The Court reserves the right to rule on both motions during the stay.