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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

PETER GERARD WAHL,

Plaintiff,

v.

SUTTON,

Defendant.

Case No. 1:16-cv-01576-LJO-BAM (PC)

ORDER DENYING PLAINTIFF’S MOTION
FOR RECORD ON APPEAL

(ECF No. 60)

On October 21, 2019, Plaintiff Peter Gerard Wahl, a former state prisoner who was proceeding *pro se* and *in forma pauperis* in this civil rights action, filed a motion seeking a complete copy of the record on appeal. (ECF No. 60.)

Pursuant to the Ninth Circuit Rules, Plaintiff, as a *pro se* litigant, is not required to file an excerpt of the record. Circuit Rule 30-1.2. Further, to the extent Plaintiff is attempting to order a transcript, this request is unnecessary. Fed. R. App. P. 10(b)(1). No proceedings in this action were transcribed. Plaintiff’s motion is therefore DENIED.¹

IT IS SO ORDERED.

Dated: October 25, 2019

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

¹ Plaintiff is not prevented from requesting copies of the excerpts of the record pursuant to Ninth Circuit Rule 30-3.