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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF CALIFORNIA  
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8 ROGER WALKER,  
9 Plaintiff,

10 v.

11 TIM POOLE, et al.,  
12 Defendants.  
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Case No. 1:16-cv-01665-AWI-EPG (PC)

ORDER ALLOWING PLAINTIFF TO  
CORRECT DECLARATIONS

ORDER DIRECTING CLERK TO SEND  
PLAINTIFF A COPY OF HIS  
OPPOSITIONS TO DEFENDANTS DAVIS,  
NICKS, PERRYMAN, AND POOLE'S  
MOTION FOR SUMMARY JUDGMENT  
(ECF NOS. 126, 127, 128, & 129).

15 Roger Walker ("Plaintiff") is a civil detainee proceeding *pro se* and *in forma pauperis*  
16 in this civil rights action filed pursuant to 42 U.S.C. § 1983.

17 On April 23, 2020, Plaintiff filed oppositions to defendants Davis, Nicks, Perryman,  
18 and Poole's motion for summary judgment. (ECF Nos. 126, 127, 128, & 129). However, as  
19 these defendants point out in their reply (ECF No. 132), Plaintiff's declarations are not properly  
20 verified. To be admissible, a declaration must be subscribed by the declarant as true under  
21 penalty of perjury, in substantially the following form: "I declare (or certify, verify, or state)  
22 under penalty of perjury that the foregoing is true and correct. Executed on (date).  
23 (Signature)." 28 U.S.C. § 1746(2).

24 Given Plaintiff's *pro se* status, the Court will give Plaintiff an opportunity to correct this  
25 defect.<sup>1</sup>

26 Accordingly, IT IS HEREBY ORDERED that Plaintiff has fourteen days from the date  
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28 <sup>1</sup> The Court is not giving Plaintiff leave to file additional evidence or to change the content of the  
declarations or oppositions.

1 of service of this order to properly verify and resubmit his declarations in opposition to  
2 defendants Davis, Nicks, Perryman, and Poole's motion for summary judgment.

3 IT IS FURTHER ORDERED that the Clerk of Court shall send Plaintiff a copy of his  
4 oppositions to defendants Davis, Nicks, Perryman, and Poole's motion for summary judgment  
5 (ECF Nos. 126, 127, 128, & 129).

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7 IT IS SO ORDERED.

8 Dated: June 2, 2020

9 */s/ Eric P. Gray*  
10 UNITED STATES MAGISTRATE JUDGE  
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