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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

GARY RAY BETTENCOURT,) Case No.: 1:17-cv-00646-SAB (PC)
)
Plaintiff,)
)
v.) ORDER DIRECTING CLERK OF COURT TO RE-
) DESIGNATE THIS ACTION AS A REGULAR
) CIVIL RIGHTS ACTION
BRIAN McCABE, et al.,)
)
Defendants.)
)
)
)

Plaintiff Brian McCabe is appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff is a state prisoner incarcerated at Mule Creek State Prison. Plaintiff utilized the section 1983 complaint form for a civil rights action filed by incarcerated individuals. However, upon review of the complaint, Plaintiff is attempting to challenge proceeding involving the probate of a will rather than conditions of his confinement. Accordingly, the Clerk of Court is directed to change the administrative designation of this action as a regular civil action.

IT IS SO ORDERED.

Dated: June 9, 2017


UNITED STATES MAGISTRATE JUDGE