

1 As Plaintiff has been previously informed, all federal court filings must be in the English
2 language. The Court cannot provide Plaintiff with translated documents, nor will it translate his
3 documents from Spanish into English.

4 Plaintiff previously informed the Court that he cannot read or write in the English
5 language. However, several of Plaintiff's recent submissions have all been translated into English
6 by an unnamed translator. It is in the discretion of prison officials to best determine how to ensure
7 that "inmates with language problems have a reasonably adequate opportunity to file nonfrivolous
8 legal claims challenging their convictions or conditions of confinement." Lewis v. Casey, 518
9 U.S. 343, 356, 116 S. Ct. 2174, 2182, 135 L. Ed. 2d 606 (1996). The use of jailhouse lawyers is
10 one recognized avenue available to ensure that non-English speaking and/or illiterate inmates
11 have meaningful access to the courts. Id. at 356-57. (1996). Plaintiff should continue to seek
12 assistance at his institution for translation services, and is not precluded from filing any motion
13 for a reasonable extension of time to comply with this order, if necessary.

14 Based on the foregoing, it is HEREBY ORDERED that:

- 15 1. Plaintiff's complaint, filed December 23, 2016 (ECF No. 1), is STRICKEN from
16 the record as not written in the English-language;
- 17 2. The Clerk's Office SHALL send to Plaintiff a civil rights complaint form;
- 18 3. Within **thirty (30) days** from the date of service of this order, Plaintiff SHALL file
19 a complaint or a notice of voluntary dismissal; and
- 20 4. **Plaintiff is warned that the failure to comply with this order will result in**
21 **dismissal of this action.**

22
23 IT IS SO ORDERED.

24 Dated: September 15, 2017

/s/ Barbara A. McAuliffe
25 UNITED STATES MAGISTRATE JUDGE