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6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF CALIFORNIA  
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9 EDWARD B. SPENCER,  
10 Plaintiff,  
11 v.  
12 J. CLARK KELSO, et al.,  
13 Defendants.

1:17-cv-00724-EPG (PC)

ORDER GRANTING REQUEST FOR  
SUSPENSION OF REQUIREMNT TO  
FILE RESPONSIVE PLEADING

(ECF NO. 6)

14 Edward B. Spencer (“Plaintiff”) is a state prisoner proceeding *pro se* in this civil rights  
15 action filed pursuant to 42 U.S.C. § 1983. On May 23, 2017, Defendant Kelso removed this  
16 case to federal court from Kings County, California Superior Court. (ECF No. 1). On May 26,  
17 2017, Defendant Kelso filed a motion to dismiss. (ECF No. 5). On June 2, 2017, Defendant  
18 Barnett filed a request for screening of the Complaint. (ECF No. 6). Defendant Barnett also  
19 requests that the Court issue an order that they need not file a responsive pleading until 30 days  
20 after the court issues its screening order. (*Id.*)

21 Presently, the Court is intends to screen the Complaint pursuant to 28 U.S.C.  
22 § 1915A(a). Therefore, the Court will not require a responsive pleading at this time and will  
23 suspend the requirement until 30 days after the Court issues a screening order or it otherwise  
24 directs that a responsive pleading be filed.  
25 IT IS SO ORDERED.

26 Dated: June 12, 2017

27 /s/ Eric P. Gray  
28 UNITED STATES MAGISTRATE JUDGE

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