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

JAMES C. McCURDY,	)	Case No.: 1:17-cv-01356-SAB (PC)
	)	
Plaintiff,	)	
	)	ORDER DENYING PLAINTIFF’S OPPOSITION
v.	)	TO DEFENDANT’S MOTION IN LIMINE
	)	NUMBER FIVE AND PLAINTIFF MOTION IN
S. KERNAN, et al.,	)	LIMINE NUMBER TWO AS MOOT
	)	
Defendants.	)	(ECF No. 131)
	)	
	)	

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Plaintiff James C. McCurdy is appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. A trial is set for January 25, 2022, in this matter. (ECF No. 121.)

On March 26, 2021, the Court granted Defendants’ third motion in limine seeking to exclude Plaintiff from offering improper medical testimony, restricting Plaintiff from testifying regarding opinions or inferences from any of his medical records. (ECF No. 97 at 7-8.) Plaintiff’s second motion in limine was granted on March 26, 2021, and evidence of prior disciplinary violations was restricted. (ECF No. 97 at 5-6.) On December 8, 2021, the Court denied Defendant’s motion for reconsideration of the Court’s granting of Plaintiff’s motion in limine number two pertaining to disciplinary records. (ECF No. 116.) The Court granted the Defendant’s motion in limine number five on December 10, 2021, restricting the testimony of inmate-witness Christopher Price. (ECF No. 120.)

On December 28, 2021, the Court denied Plaintiff’s request for an extension of time to file an opposition to Defendants’ motion in limine number five as moot because the motion was already granted. (ECF No. 126.) Additionally, through the same order, because Plaintiff’s motion in limine

