1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 Case No.: 1:17-cv-01519-AWI-BAM (PC) 11 ELVIS VENABLE, ORDER GRANTING PLAINTIFF'S MOTION 12 Plaintiff. FOR EXTENSION OF TIME TO FILE **OBJECTIONS TO FINDINGS AND** 13 v. RECOMMENDATIONS 14 DR. PATEL, (ECF No. 34) 15 Defendant. THIRTY (30) DAY DEADLINE 16 17 Plaintiff Elvis Venable is a state prisoner proceeding pro se and in forma pauperis in this 18 civil rights action pursuant to 42 U.S.C. § 1983. 19 On November 22, 2019, the undersigned issued findings and recommendations 20 recommending that Defendant Patel's motion for partial summary judgment of Plaintiff's 21 damages claim for mental and emotional injuries be granted in accordance with 42 U.S.C. § 22 1997e(e) and that Plaintiff's damages claim for mental and emotional injuries against Defendant Patel be dismissed with prejudice. (ECF No. 33.) The findings and recommendations were 23 24 served on the parties and contained notice that any objections thereto were to be filed within fourteen (14) days after service. (Id. at 8.) 25 26 Currently before the Court is Plaintiff's motion for a 30-day extension of time to file

written objections to the November 22, 2019 findings and recommendations, filed on December

12, 2019. (ECF No. 34.) Plaintiff asserts that he needs additional time to file his objections

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because Kern Valley State Prison B-Yard is currently on lockdown/modified program and he is unable to go to the law library to conduct legal research. Having considered the request, the Court finds that Plaintiff has demonstrated good cause for an extension of time. Fed. R. Civ. P. 6(b). Accordingly, Plaintiff's motion for a 30-day extension of time, (ECF No. 34), is HEREBY GRANTED. Plaintiff's objections to the November 22, 2019 findings and recommendations, (ECF No. 33), if any, shall be filed no later than **thirty** (30) days from the date of service of this order. IT IS SO ORDERED. 1s/ Barbara A. McAuliffe Dated: **December 13, 2019**

because he did not receive the findings and recommendations until December 2, 2019, and