

1 findings and recommendations recommending that Defendants' motion to dismiss be denied, the
2 thirty (30) day period in which the parties can file objections to the findings and
3 recommendations has not yet lapsed and the District Judge assigned to this case has not yet issued
4 his ruling on Defendants' motion to dismiss. Further, if the District Judge adopts the findings and
5 recommendations and denies Defendants' motion to dismiss brought pursuant to Rule 12(b)(6),
6 Federal Rule of Civil Procedure 12(a)(4)(A) already provides that Defendants will have to serve
7 their responsive pleading "within 14 days after notice of the court's action[.]" Fed. R. Civ. P.
8 12(a)(4). No motion asking the Court to require Defendants to file an answer is now, or will be,
9 necessary.

10 Accordingly, Plaintiff's motion for a court order directing Defendants to file an answer to
11 Plaintiff's second amended complaint, (ECF No. 64), is HEREBY DENIED.

12
13
14 IT IS SO ORDERED.

15 Dated: January 7, 2020


UNITED STATES MAGISTRATE JUDGE