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7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
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10 RONALD GENE MITTIE,  
11 Plaintiff,  
12 v.  
13 COMMISSIONER OF SOCIAL  
14 SECURITY,  
15 Defendant.  
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Case No. 1:21-cv-00393-EPG

ORDER GRANTING REQUEST FOR  
WITHDRAWAL OF FILING AND  
DIRECTING U.S. MARSHALS SERVICE  
NOT TO SERVE DOCUMENTS

(ECF Nos. 7, 11)

17 On July 12, 2021, Plaintiff filed a notice of submission of documents for service by the  
18 U.S. Marshals Service (ECF No. 7), proof of service made by certified mail (ECF No. 8), and a  
19 motion for extension of time to serve Defendant under Federal Rule of Civil Procedure 4(m)  
20 (ECF No. 9). On July 13, 2021, this Court granted the motion for extension (ECF No. 10), and  
21 that same day, Plaintiff requested withdrawal of the notice of submission of documents for  
22 service by the U.S. Marshals Service, stating that counsel filed the notice “inadvertently.” (ECF  
23 No. 11).

24 Given Plaintiff’s request for withdrawal (ECF No. 11) and that counsel has already filed  
25 proof of service (ECF No. 8) in this case, IT IS ORDERED that the request for withdrawal (ECF  
26 No. 11) is granted and the United States Marshals Service need **NOT** serve the documents  
27 provided for service (ECF No. 7) in this case.

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1 The Clerk of the Court is directed to provide a copy of this order to the United States  
2 Marshals Service.

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4 IT IS SO ORDERED.

5 Dated: July 14, 2021

/s/ Eric P. Groj  
6 UNITED STATES MAGISTRATE JUDGE