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16 IN THE UNITED STATES DISTRICT COURT
 17 FOR THE EASTERN DISTRICT OF CALIFORNIA

18 RICHARD M. GILMAN, et al.,

19 Petitioner,

20 v.

21 EDMUND G. BROWN, et al.,

22 Defendants.

NO. 2:05-cv-830 MCE

**ORDER
 GRANTING MOTION TO
 SUBSTITUTE PAUL MADDEN AS
 NAMED REPRESENTATIVE
 PLAINTIFF**

23 Consistent with the requirements Rule 25(a) of the Federal Rules of Civil
 24 Procedure, Plaintiffs, by and through their attorneys, noted on the record the death
 25 of the named plaintiff representative, Richard M. Gilman, and moved unopposed to
 26 substitute a new named plaintiff representative. The Court finds that the rights of
 27 the class members survive Mr. Gilman’s death, this action does not abate, but
 28 proceeds in favor of the remaining plaintiff class members. Therefore, Plaintiffs’

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request that class member PAUL MADDEN be substituted as Plaintiffs' named plaintiff representative is GRANTED.

The Clerk is directed to change the caption of this action to *Paul Madden, et al. v. Edmund G. Brown, et al.*,

IT IS SO ORDERED.

Dated: September 21, 2016


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE