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

ASKIA S. ASHANTI,

Plaintiff,

No. CIV S-07-0807 MCE GGH P

vs.

JAMES E. TILTON,

Defendant.

ORDER

\_\_\_\_\_ /

Counsel has recently substituted in for plaintiff, who had been proceeding pro se, in this action pursuant to 42 U.S.C. § 1983. Plaintiff’s counsel has apparently adopted plaintiff’s motion for default judgment, initially filed pro se on October 9, 2009 (docket # 62), and has set the matter for hearing, which motion the court will hear on December 3, 2009. With counsel’s appearance, this matter is no longer governed by L.R. 230-78(m), but rather the other provisions of L.R. 230-78 now apply, including for the remaining briefing of this motion (defendant’s response/opposition and any reply by plaintiff).

The following motions brought pro se by plaintiff (and not adopted by counsel), however, will be vacated: plaintiff’s motion to file a third amended complaint, filed on May 21, 2009, and plaintiff’s motion to appoint counsel and for a pretrial conference, filed on July 15, 2009.

