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

TONIE ELMORE,

Plaintiff,

No. 2: 07-cv-1463 WBS KJN P

vs.

ARONG, et al.,

Defendants.

ORDER

_____ /

On August 13, 2010, plaintiff was granted a thirty day extension of time to file an opposition to defendant Turella’s summary judgment motion. On August 13, 2010, plaintiff filed a letter with the court stating that he did not receive defendant’s summary judgment motion. Although it appears that defendant’s motion was properly served, defendant is ordered to re-serve plaintiff with the motion.

Accordingly, IT IS HEREBY ORDERED that:

- 1. Within five days of the date of this order, defendant Turella shall re-serve plaintiff with his summary judgment motion and file proof of service with the court;


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1 2. Plaintiff's opposition to defendant's summary judgment motion is due within
2 thirty days of the date of this order.

3 DATED: August 24, 2010

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7 KENDALL J. NEWMAN
8 UNITED STATES MAGISTRATE JUDGE

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