



1 After review, the Court finds that the Amended Complaint states  
2 plausible First and Fourteenth Amendment claims under 42 U.S.C. § 1983,  
3 and orders Plaintiff to prepare and return service documents so that the  
4 U.S. Marshals may serve the complaint on Defendants.

5 Accordingly, **IT IS HEREBY ORDERED:**

6 1. Service is appropriate for both Defendants.

7 2. The Clerk of Court shall immediately send Plaintiff a USM-285  
8 form for each Defendant to be served, as well as a summons, instruction  
9 sheet, and a copy of the Amended Complaint (Ct. Rec. 18).

10 3. Within **forty-five (45) days** from the date of this Order,  
11 Plaintiff shall complete the attached Notice of Submission of Documents  
12 and submit the following documents to the Court:

13 a. The completed Notice of Submission of Documents;

14 b. One completed summons;

15 c. One completed USM-285 form for each Defendant listed in  
16 paragraph 1 above; and

17 d. three (3) copies of the Amended Complaint (Ct. Rec. 18).

18 4. Plaintiff need not attempt service on Defendants and need not  
19 request waiver of service. After receiving the above-described  
20 documents, the Court will issue a separate Order requiring the U.S.  
21 Marshals to serve each Defendant listed in paragraph 1.

22 5. The Court cautions Plaintiff that failing to submit the above-  
23 described documents within **forty-five (45) days** will be construed as  
24 permission to **dismiss this lawsuit** under Federal Rule of Civil  
25 Procedure 41.



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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

ADONAI EL-SHADDAI,  
  
Plaintiff,  
  
v.  
  
JEANNE WOODFORD, Director,  
California Department of  
Corrections, and D.L.  
Runnels, Warden, High Desert  
State Prison,  
  
Defendants.

NO. CV-08-2429-EFS (PC)  
  
NOTICE OF SUBMISSION OF  
DOCUMENTS

Plaintiff hereby submits the following documents in compliance  
with the Court's Order filed \_\_\_\_\_:  
  
\_\_\_\_\_ completed summons form;  
  
\_\_\_\_\_ completed USM-285 forms; and  
  
\_\_\_\_\_ copies of the Amended Complaint (Ct. Rec. 18).

DATED: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff