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

10 PETER J.D. CLARK, SR.,

11 Plaintiff,

No. CIV S-09-1452 GEB DAD PS

12 vs.

13 POLICE OFFICER HANN, et al.,

ORDER

14 Defendants.
15 _____/

16 Plaintiff has requested a 90-day continuance of defendants' pending motions to
17 dismiss. In light of plaintiff's pro se status, the motion for continuance will be granted in part.

18 IT IS ORDERED that:

19 1. Plaintiff's November 24, 2009 motion for 90-day continuance (Doc. No. 58) is
20 granted in part and denied in part;

21 2. Plaintiff's opposition or statement of non-opposition to each pending motion to
22 dismiss shall be filed with the court and served on all defendants by U.S. mail on or before
23 February 1, 2010; each of plaintiff's filings must be accompanied by a proof of service reflecting
24 that a copy of the filing was properly served on all defendants' counsel;

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1 3. Defendants' motions to dismiss (Doc. Nos. 44, 45, 48, 52 & 53) are dropped
2 from the court's law and motion calendars for December 4, 2009, and December 11, 2009, and
3 are to be re-noticed for hearing in accordance with this order; and

4 4. Defendants' counsel shall confer and select a mutually agreeable hearing date
5 for their pending motions to dismiss; the new hearing date must provide defendants with at least
6 the amount of time granted by Local Rule 230 for the filing of replies; defendants' amended
7 notices of motion shall be filed and served on or before December 18, 2009; amended motions
8 and briefing shall not be filed.

9 DATED: December 1, 2009.

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DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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