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

JEROME DONALD CLARK,

Plaintiff,

No. CIV S-09-1638 WBS GGH P

vs.

CALIFORNIA STATE PRISON SOLANO  
MEDICAL CARE SYSTEM, et al.,

Defendants.

\_\_\_\_\_/ ORDER

Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. On June 26, 2009, the court found that plaintiff's complaint stated a colorable claim for relief against defendants Tran, Rohrer, Noriega and Collinsworth. The court found that the complaint did not state a colorable claim for relief against defendants Reyes, Freedhand and California State Prison Solano Medical Care System. Plaintiff was granted thirty days to file an amended complaint. Thirty days passed and plaintiff did not file an amended complaint. Accordingly, the court now orders service of defendants Tran, Rohrer, Noriega and Collinsworth. The court separately recommends dismissal of the claims against defendants Reyes, Freedhand and California State Prison Solano Medical Care System.

////

1 In accordance with the above, IT IS HEREBY ORDERED that:

2 1. Service is appropriate for the following defendants: Tran, Rohrer, Noriega and  
3 Collinsworth.

4 2. The Clerk of the Court shall send plaintiff 4 USM-285 forms, one summons,  
5 an instruction sheet and a copy of the complaint filed June 12, 2009.

6 3. Within thirty days from the date of this order, plaintiff shall complete the  
7 attached Notice of Submission of Documents and submit the following documents to the court:

8 a. The completed Notice of Submission of Documents;

9 b. One completed summons;

10 c. One completed USM-285 form for each defendant listed in number 3  
11 above; and

12 d. Five copies of the endorsed complaint filed June 12, 2009.

13 4. Plaintiff need not attempt service on defendants and need not request waiver of  
14 service. Upon receipt of the above-described documents, the court will direct the United States  
15 Marshal to serve the above-named defendants pursuant to Federal Rule of Civil Procedure 4  
16 without payment of costs.

17 DATED: August 19, 2009

18  
19 /s/ Gregory G. Hollows

20 UNITED STATES MAGISTRATE JUDGE

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MEDICAL CARE SYSTEM, et al.,

Defendants.

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

\_\_\_\_\_ copies of the \_\_\_\_\_

Complaint/Amended Complaint

DATED:

\_\_\_\_\_  
Plaintiff