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

GRANT S. PARKINSON et al.,

Plaintiffs,

No. CIV S-09-2257 DAD P

vs.

BUTTE COUNTY  
SHERIFF'S DEP'T et al.,

Defendants.

ORDER AND

FINDINGS & RECOMMENDATIONS

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Plaintiffs, Butte County Jail inmates, are proceeding through counsel with a civil rights action pursuant to 42 U.S.C. § 1983. On June 23, 2010, the court ordered plaintiffs to file a second status report within thirty days of that order explaining whether California Forensic Medical Group has been served with plaintiffs' complaint. The court advised plaintiffs that under Federal Rule of Civil Procedure 4(m), the court – on motion or on its own after giving notice to plaintiff – must dismiss the action without prejudice against that defendant if defendant is not served within 120 days after the complaint is filed. The thirty day period has now expired, and plaintiffs have failed to file any response to the court's order to show cause.

Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court is directed to randomly assign a United States District Judge to this action.

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