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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
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11	XAVIER DMETRI NAILING, No. 2:09-CV-2475-MCE-CMK
12	Plaintiff,
13	vs. <u>ORDER</u>
14	B.D. FOSTERER, et al.,
15	Defendants.
16	/
17	Plaintiff, a former prisoner proceeding pro se, brings this civil rights action
18	pursuant to 42 U.S.C. § 1983. <sup>1</sup> An initial status/scheduling conference was held in this matter on
19	June 27, 2012, at 10:00 a.m. before the undersigned. Plaintiff did not appear. <sup>2</sup> Daniel Ikeri,
20	Esq., appeared for defendant(s).
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23	<sup>1</sup> When this case was filed, plaintiff was incarcerated and case management in this matter was governed by the court's local rules for cases filed by state prisoners. Upon plaintiff's
24	release from incarceration, these local rules no longer applied. This matter now proceeds under the local rules as a pro se civil case.
25	<sup>2</sup> Plaintiff is advised that, in the future, he may appear by telephone. It is possible
26	that plaintiff was not aware of his ability to appear telephonically.

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1	Upon consideration of the status reports on file in this action, discussion with the
2	parties, and good cause appearing therefor, the court will, by this order, set a schedule pursuant to
3	Federal Rule of Civil Procedure 16(b).
4	1. The parties are exempted from the requirements outlined in Federal Rule
5	of Civil Procedure 26(a)(1) and (f);
6	2. Discovery shall be completed, and all motions pertaining to discovery
7	shall be noticed to be heard, by December 14, 2012;
8	3. All other pre-trial motions, including dispositive motions, shall be noticed
9	to be heard by February 9, 2013; and
10	4. The pre-trial conference and trial dates will be set by separate order at a
11	later time.
12	IT IS SO ORDERED.
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14	DATED: August 7, 2012
15	Loraig M. Kellison
16	<b>CRAIG M. KELLISON</b> UNITED STATES MAGISTRATE JUDGE
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