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

MALIK JONES,

Plaintiff,

No. CIV S-09-3174 FCD KJN (TEMP) P

vs.

A. DAVID, et al.,

Defendants.

ORDER

_____ /

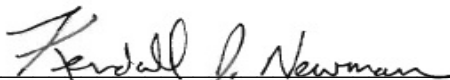
Plaintiff is a state prisoner proceeding without counsel and in forma pauperis with this civil rights action seeking relief pursuant to 42 U.S.C. § 1983.

On July 8, 2011, plaintiff filed a motion for leave to amend his complaint. Plaintiff's motion was not, however, accompanied by a proposed amended complaint. As a litigant proceeding in forma pauperis, plaintiff's pleadings are subject to evaluation by this court pursuant to the in forma pauperis statute. See 28 U.S.C. § 1915. Because plaintiff did not submit a proposed amended complaint, the court is unable to evaluate it. Therefore, plaintiff's motion for leave to amend must be denied.

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1 Accordingly, IT IS HEREBY ORDERED that plaintiff's July 8, 2011, motion for
2 leave to amend is denied.

3 DATED: July 13, 2011

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6 KENDALL J. NEWMAN
7 UNITED STATES MAGISTRATE JUDGE

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