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

JOHN ZAPATA dba ZAPATA
COLLECTION, SERVICE,
an Individual,

Plaintiff,

No. 2:09-cv-03555 GEB KJN PS

v.

FLINTCO, INC., an Oklahoma
corporation, SAN JOAQUIN
COMMUNITY COLLEGE DISTRICT,
a Political Subdivision and JOHN DOE
1-25, inclusive,

Defendants.

ORDER

Although this case is technically closed (see Judgment, Dkt. No. 57), a post-judgment motion for sanctions is set to be heard by the undersigned on November 17, 2011.¹

(See Defs.’ Mot. for Sanctions, Dkt. No. 59; Minute Order, Sept. 22, 2011, Dkt. No. 60.)

Presently before the court is plaintiff’s filing entitled “Request for Judge Newman To Be Recuse [*sic*] From this Case” (Dkt. No. 62), which is not noticed before or directed to a particular judge.

In short, plaintiff once again alleges that the undersigned is biased against him.

¹ This case proceeds before the undersigned pursuant to Eastern District of California Local Rule 302(c)(21) and 28 U.S.C. § 636(b)(1).

1 To the extent that plaintiff's request is directed to the undersigned such that
2 plaintiff requests that the undersigned disqualify himself, the undersigned already addressed
3 plaintiff's allegations of bias in previously entered findings and recommendations. (See Findings
4 & Recommendations, Aug. 12, 2011, at 25-28, Dkt. No. 54, adopted by Order, Sept. 7, 2011,
5 Dkt. No. 56, reconsideration denied by Order, Sept. 28, 2011, Dkt. No. 61.) For the reasons
6 stated in those findings and recommendations, plaintiff's request is denied.

7 Accordingly, IT IS HEREBY ORDERED that plaintiff's "Request for Judge
8 Newman To Be Recuse [*sic*] From this Case" (Dkt. No. 62) is denied.

9 IT IS SO ORDERED.

10 DATED: October 20, 2011

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KENDALL J. NEWMAN
14 UNITED STATES MAGISTRATE JUDGE
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