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

ROBERT CHRISTOPHER JIMENEZ,

Plaintiff,

No. 2:10-cv-2943 KJN P

vs.

J. WHITFIELD, et al.,

Defendants.

ORDER

_____ /

Plaintiff is proceeding without counsel. On August 25, 2011, defendants filed a motion for judgment on the pleadings. In the amended complaint, plaintiff refers to various exhibits which were not appended to the amended complaint¹ or to his original complaint. Plaintiff separately filed exhibits on February 23, 2010, and September 28, 2010, but the exhibits provided are not marked with specific exhibit letters to coincide with their reference in the amended complaint, and plaintiff did not provide all of the exhibits referred to in the amended complaint.² As one example, plaintiff states that “on Oct. 17, 2006 plaintiff in exhibit (C1 - C2)

¹ Plaintiff refers to exhibits A, A1, B, C1, C2, D1, D2, D4, G1, G2, H, I J, K1 and K2. (Dkt. No. 9 at 1.)

² Most of the exhibits provided separately by plaintiff are copies of administrative appeals and plaintiff’s efforts to administratively exhaust the instant claims. (Dkt. Nos. 6 & 11.)

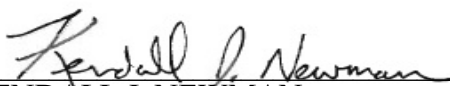
1 places plaintiff at 1033 or so at a hearing and was not at his cell.” (Dkt. No. 9 at 2, Claim One.)
2 The exhibits provided by plaintiff do not contain a rules violation report dated October 17, 2006,
3 or other document indicating plaintiff was at a hearing on October 17, 2006, or any exhibits
4 marked C1 or C2. Plaintiff will be provided an opportunity to submit all the exhibits he
5 referenced in the amended complaint, clearly marked with the appropriate exhibit letter plaintiff
6 used in the amended complaint. Plaintiff is cautioned that failure to provide the exhibits
7 referenced will preclude their use in resolving the pending motion.

8 Accordingly, IT IS HEREBY ORDERED that:

9 1. Within fourteen days from the date of this order, plaintiff shall file a set of
10 exhibits marked with the respective exhibit letter to coincide with plaintiff’s reference in
11 plaintiff’s amended complaint.

12 2. The Clerk of the Court is directed to send plaintiff a copy of his amended
13 complaint. (Dkt. No. 9.)

14 DATED: November 7, 2011

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17 KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

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