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

ANDREW RAMIREZ,

Plaintiff,

No. 11-cv-0045 KJN P

vs.

D. SWINGLE, et al.,

Defendants.

ORDER

_____ /

Plaintiff is a state prisoner, proceeding without counsel, with a civil rights action pursuant to 42 U.S.C. § 1983. On February 6, 2012, defendants filed a motion for summary judgment. On May 24, 2012, defendants were ordered to file further briefing in support of their summary judgment motion.

On June 6, 2012, defendants filed a request for leave to withdraw their original summary judgment motion and for an extension of time to file a replacement motion.

Good cause appearing, IT IS HEREBY ORDERED that:

1. Defendants’ request to withdraw their original summary judgment motion filed February 6, 2012 is granted; defendants’ summary judgment motion (Dkt. No. 37) is withdrawn;
2. Defendants are granted an extension of time to and including June 28, 2012, to file a replacement summary judgment motion, including statement of undisputed facts and

1 supporting exhibits, memorandum of points and authorities that include the supporting
2 documents and the briefing referenced in the May 24, 2012 order;

3 3. Plaintiff's opposition is due thirty days after the replacement motion is filed;
4 defendants' reply is due ten days after plaintiff's opposition.

5 DATED: June 7, 2012

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7 
8 KENDALL J. NEWMAN
9 UNITED STATES MAGISTRATE JUDGE

9 ram45.ord

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