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

MATTHEW LUCAS FRAZIER,

Plaintiff,

No. CIV S-11-1351 GGH P

vs.

REDDING POLICE DEPT., et al.,

Defendants.

ORDER

\_\_\_\_\_ /

Plaintiff, a state prisoner proceeding pro se, seeks relief pursuant to 42 U.S.C. § 1983. By order filed on July 6, 2011, plaintiff’s original complaint was dismissed with leave to amend within twenty-eight days. Plaintiff filed an amended complaint on August 1, 2011; however, subsequently, plaintiff sought leave to file a further amended complaint. Plaintiff is concerned that a portion of his first amended complaint is inaccurate based on having recently received a copy of his case records/file. Although plaintiff should have attached a proposed second amended complaint with his motion, the court will grant plaintiff further leave to amend within twenty-eight days. Should plaintiff fail to amend timely, the court will proceed to screen the first amended complaint.

Accordingly, IT IS HEREBY ORDERED that plaintiff’s September 2, 2011 (docket # 11), motion to amend the amended complaint is granted and plaintiff is hereby

1 permitted twenty-eight days from the date of this order to file a second amended complaint;  
2 should he fail to do so, the court will proceed to screen the first amended complaint.

3 DATED: September 12, 2011

4 /s/ Gregory G. Hollows  
5 UNITED STATES MAGISTRATE JUDGE

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7 fraz1351.ord

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