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

MACK WEST,

Plaintiff,

No. 2:11-cv-1692 JFM (PC)

vs.

RYAN PETTIGREW, et al.,

Defendants.

ORDER

Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff and all of the defendants who have appeared in this action have consented to proceed before a United States Magistrate Judge pursuant to 28 U.S.C. § 636(c).

On October 20, 2011, defendants Pettigrew, Gayson, Ortega, Coyle, Tayson, Brooks, Moore, Fisher, and Broadman filed a motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6). Plaintiff has not opposed the motion.

Local Rule 230(l) provides in part: "Failure of the responding party to file written opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion . . . ." On August 19, 2011, plaintiff was advised of the requirements for filing an opposition to the motion and that failure to oppose such a motion may be deemed a waiver of opposition to the motion.

1           Local Rule 110 provides that failure to comply with the Local Rules “may be  
2 grounds for imposition of any and all sanctions authorized by statute or Rule or within the  
3 inherent power of the Court.” In the order filed August 19, 2011, plaintiff was advised  
4 that failure to comply with the Local Rules may result in a recommendation that the action be  
5 dismissed.

6           Good cause appearing, IT IS HEREBY ORDERED that, within thirty days of the  
7 date of this order, plaintiff shall file an opposition, if any he has, to the motion to dismiss or a  
8 statement of non-opposition. Failure to comply with this order will result in dismissal of these  
9 defendants pursuant Federal Rule of Civil Procedure 41(b).

10 DATED: November 22, 2011.

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13 UNITED STATES MAGISTRATE JUDGE

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