

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANDRE JAMAL ROBINSON,  
Plaintiff,  
v.  
MATTHEW CATE, et al.,  
Defendants.

No. 2:11-cv-2555 MCE AC P  
ORDER

On August 9, 2017, the undersigned issued findings and recommendations addressing the merits of this action. See ECF No. 110. The parties were accorded fourteen days after service of the findings and recommendations to file objections.


Meanwhile, on August 7, 2017, plaintiff prepared and submitted a “Motion to Modify the Discovery and Scheduling Order” premised on the submission of “recently obtained material evidence.” See ECF No. 111. Plaintiff’s motion and evidence will be construed as objections to the findings and recommendations, and considered in tandem with any other objections filed by plaintiff. Consequently, the motion as framed will be denied.

///  
///  
///  
///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Accordingly, IT IS HEREBY ORDERED that plaintiff’s “Motion to Modify the Discovery and Scheduling Order,” ECF No. 111, is denied without prejudice to its consideration in objection to the pending findings and recommendations.

DATED: August 16, 2017

  
\_\_\_\_\_  
ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE