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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN PHILIP MONCRIEF,
Plaintiff,

v.

CALIFORNIA DEPARTMENT OF
CORRECTIONS AND
REHABILITATION, et al.,
Defendants.

No. 2:12-cv-0414 MCE AC P

ORDER

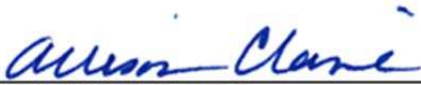
Plaintiff is a state prisoner proceeding with a civil rights action pursuant to 42 U.S.C. § 1983. Currently before the court is plaintiff’s counsel’s motion to withdraw, which is set for hearing on November 2, 2016, at 10:00 a.m. ECF No. 93. Plaintiff has filed a response to the motion in which he expresses concern over the withdrawal and the fact that he will not be present at the hearing to explain his position. ECF No. 97. The court will construe the letter as a motion to be present at the hearing and it is granted to the extent that an order and writ of habeas corpus ad testificandum was issued on September 6, 2016, requiring the Warden of Richard J. Donovan Correctional Facility to have plaintiff appear at the hearing telephonically.

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Accordingly, IT IS HEREBY ORDERED that plaintiff's request to be present at the November 2, 2016 hearing on counsel's motion to withdraw (ECF No. 97) is granted to the extent that plaintiff will appear at the hearing telephonically.

DATED: October 26, 2016



ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE