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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LEON E. MORRIS,
Plaintiff,
v.
DR. NANGALAMA, et al.,
Defendants.

No. 2:12-cv-1202 MCE KJN P

ORDER

Plaintiff is a state prisoner, proceeding pro se, with a civil rights action pursuant to 42 U.S.C. § 1983. In Plaintiff’s Second Amended Complaint, Plaintiff raised potentially cognizable claims against a defendant identified as “Vu,” and included no charging allegations as to a defendant identified as “Dr. Duc.” Subsequently, Dr. Duc was dismissed by the Court (ECF No. 48), and the assigned magistrate judge ordered counsel for Defendants to assist Plaintiff in locating a Dr. Vu in order to accomplish service of process. ECF No. 58. During such efforts, Defendants discovered that a “Dr. Vuong Duc” had previously reviewed an appeal from Plaintiff and prescribed medication for Plaintiff. ECF No. 66 at 3.

Plaintiff has now filed a Third Amended Complaint in which he has substituted his potentially cognizable claims against Defendant Vu for the individual now identified as “Dr. Vu Duc.”

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Accordingly, the Court's dismissal of Dr. Duc (ECF No. 48) is VACATED.

IT IS SO ORDERED.

Dated: May 26, 2015


MORRISON C. ENGLAND, JR., CHIEF JUDGE
UNITED STATES DISTRICT COURT