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

10 PHILLIP A. TODD,

11 Plaintiff,

No. 2:12-cv-2429 GGH P

12 vs.

13 ZAMORA, et al.,

ORDER

14 Defendants.
15 _____/

16 Plaintiff is a state prisoner proceeding pro se and in forma pauperis. He seeks
17 relief pursuant to 42 U.S.C. § 1983. This case is before the undersigned pursuant to plaintiff's
18 consent. Doc. 4. Plaintiff's original complaint was dismissed with leave to amend on October
19 10, 2012. Plaintiff thereafter filed an unnecessary motion to amend and a purported first
20 amended complaint, which is simply a reiteration of a request to amend the complaint.

21 As ordered before, the initial complaint was dismissed with leave to amend.
22 Plaintiff need not request further permission to amend. Plaintiff must still file an amended
23 complaint within 28 days or else this case will be dismissed.

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1 In accordance with the above, IT IS HEREBY ORDERED that:

2 1. Plaintiff's motion to amend (Doc. 8) is denied as unnecessary;

3 2. Plaintiff must file an amended complaint within 28 days or the case will be
4 dismissed.

5 DATED: November 14, 2012

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7 /s/ Gregory G. Hollows
8 UNITED STATES MAGISTRATE JUDGE

9 GGH: AB
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