


1 “assured” him that when plaintiff’s cellmate leaves (on July 15, 2014), he will be “set up” with a
2 cellmate who will either rape him or accuse plaintiff of rape. Id. Defendant Stratton is also
3 alleged to have told plaintiff that when he goes from “the hole” to “suicide,” his legal mail will be
4 stolen, he will have no telephone access and “we” will cause the instant case to be dismissed. Id.
5 Plaintiff then segues into concerns that he cannot reach his ill father if he has no phone access.
6 Plaintiff indicates that he has filed an inmate appeal.

7 The court will require a response from defendant Stratton regarding plaintiff’s allegations
8 against him. In addition, if plaintiff is to be confined in ad seg, defendants must inform the court
9 that they have ascertained that plaintiff will be provided the requisite access to his legal mail and
10 property to be able to proceed with this case.

11 Accordingly, IT IS ORDERED that:

- 12 1. Plaintiff’s renewed request for reconsideration of this court’s order denying him
13 appointment of counsel is deemed frivolous and is disregarded;
- 14 2. Defendant Stratton is directed, within fourteen (14) days, to provide a response to
15 plaintiff’s allegations at ECF No. 130; and
- 16 3. Defendants must inform the court within 14 days about the access to his legal mail and
17 property that this pro se plaintiff will be provided for him to proceed in this case.

18
19 Dated: July 18, 2014

20 
21 ALLISON CLAIRE
22 UNITED STATES MAGISTRATE JUDGE
23
24
25
26
27
28