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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL HICKS,
Plaintiff,
v.
BEHROZ HAMKAR et al.,
Defendants.

No. 2:13-cv-1687 KJM CKD P (TEMP)

ORDER

Plaintiff is a state prisoner proceeding pro se and in forma pauperis with this civil rights action filed pursuant to 42 U.S.C. § 1983.

On January 6, 2016, this court granted in part plaintiff's motion for an extension of time to file objections to this court's findings and recommendations filed December 3, 2015, and to file an opposition to defendants' motion to dismiss filed on December 10, 2015. Plaintiff has filed two motions for reconsideration asking for more time because he recently transferred to Salinas Valley State Prison, has not yet received his property, and is purportedly unable to do anything with respect to this case.

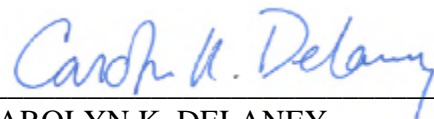
The court will deny plaintiff's motions for reconsideration. As an initial matter, plaintiff still has almost a month to comply with the court's January 6, 2016, order granting him additional time to file his objections and opposition. Moreover, with respect to filing objections, plaintiff is advised that the purpose of filing objections to a magistrate judge's findings and

1 recommendations is merely to identify the portions of the findings and recommendations to which
2 objection is made and the basis of the objection. The district judge will conduct a de novo review
3 of the findings and recommendations. The purpose of such objections is not to provide the parties
4 an opportunity to conduct additional research and present new arguments that were not included
5 in the motion heard by the assigned magistrate judge.

6 Also, with respect to filing an opposition to defendants' motion to dismiss, plaintiff
7 appears to address at least some of defendants' arguments in his second motion for
8 reconsideration. For example, plaintiff argues that his complaint does not merely raise negligence
9 or medical malpractice claims. He also argues that defendants are not entitled to qualified
10 immunity. In any event, plaintiff's recent filings indicate that he is in fact capable of working on
11 this case. Nevertheless, in the interest of justice, if the deadline for filing his opposition to
12 defendants' motion to dismiss draws near and plaintiff feels he does not have enough time to
13 prepare and serve his opposition, he may file a request for an extension of time to oppose
14 defendants' motion.

15 Accordingly, IT IS HEREBY ORDERED that plaintiff's motions for reconsideration
16 (Doc. Nos. 67 & 69) are denied.

17 Dated: January 27, 2016



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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