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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

FLOYD ESPEY,  
Plaintiff,  
v.  
DEUEL VOCATIONAL INSTITUTION,  
et al.,  
Defendants.

No. 2: 13-cv-2147 TLN KJN P

ORDER

Plaintiff is a former state prisoner, proceeding with a civil rights action pursuant to 42 U.S.C. § 1983. On June 8, 2016, plaintiff was granted fourteen days to show cause why this action should not be dismissed for his failure to file a timely pretrial statement.

On June 21, 2016, plaintiff filed a response to the show cause order. The response indicates that plaintiff is now represented by counsel. Good cause appearing, the order to show cause is vacated. Because plaintiff is now represented by counsel, the pretrial conference and jury trial dates will be re-set.

On June 13, 2016, defendant filed a motion for an extension of time to serve his expert disclosure. Good cause appearing, defendant's motion for an extension of time is granted. Defendant shall serve his expert disclosure on plaintiff's counsel within seven days of the date of this order.

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Accordingly, IT IS HEREBY ORDERED that:

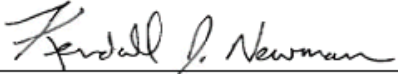
1. Defendant’s motion for an extension of time to serve his expert disclosure (ECF No. 109) is granted; defendant shall serve plaintiff’s counsel with his expert disclosure within seven days of the date of this order;

2. The pretrial conference set for June 30, 2016, and the jury trial set for August 29, 2016, before the Honorable Troy L. Nunley are vacated;

2. The pretrial conference is re-set for April 6, 2017, at 2:00 p.m., before the Honorable Troy L. Nunley; plaintiff shall file his pretrial statement on or before March 2, 2017; defendant shall file his pretrial statement on or before March 16, 2017;

3. The jury trial is re-set for June 5, 2017, at 9:00 a.m., before the Honorable Troy L. Nunley.

Dated: June 23, 2016

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

Es2147.vac