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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ARTHUR ANDERSON,
Plaintiff,
v.
McINTRNY, et al.,
Defendants.

No. 2:14-cv-0011 MCE CKD P

ORDER

On March 13, 2015, the Magistrate Judge issued an order denying Defendant’s motion to revoke Plaintiff’s in forma pauperis status. ECF No. 44. Defendant did not file a motion for reconsideration of that order until April 10, 2015. ECF No. 46. Local Rule 303(b), states “rulings by Magistrate Judges . . . shall be final if no reconsideration thereof is sought from the Court within fourteen days . . . from the date of service of the ruling on the parties.” E.D. Cal. Local Rule 303(b). Defendant’s request for reconsideration of the Magistrate Judge’s March 13, 2015 order is therefore untimely.¹


¹ Defendant argues that the Magistrate Judge should have issued a findings and recommendation because the parties did not consent to proceed before the Magistrate Judge. However, Magistrate Judges have authority to issue orders, regardless of whether the parties consent to have their case heard by a Magistrate Judge, as long as the motion is nondispositive. 28 U.S.C.A. § 636(b)(1)(A); Fed. R. Civ. P. 72. The Court finds that Defendant’s motion to revoke Plaintiff’s in forma pauperis status was nondispositive, and thus the Magistrate Judge had authority to issue the order and motion for reconsideration time limits applied.

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Accordingly, Defendant's motion for reconsideration (ECF No. 46) is DENIED.

IT IS SO ORDERED.

Dated: April 20, 2015



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