

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KEVIN E. KING.

No. 2:14-cv-1306 KJN P

Plaintiff,

V.

ORDER

AARON ASHLEY, et al.,

Defendants.

17 Plaintiff is a former state prisoner, proceeding without counsel and in forma pauperis.
18 Plaintiff's first amended complaint is before the court. However, plaintiff subsequently filed an
19 addendum to the amended complaint. As plaintiff was previously informed, an amended
20 complaint must be complete in and of itself. Accordingly, plaintiff is granted leave to file a
21 second amended complaint that contains all of his allegations against all of the defendants named
22 therein. Plaintiff need not append exhibits; the exhibits appended to his first amended complaint
23 and submitted on January 20, 2015, remain a part of the court record, and any party may refer to
24 such exhibits. (ECF Nos. 10 at 21-27; 14 at 2-47.)

25 On January 20, 2015, plaintiff filed a request for status conference and trial date now that
26 he is no longer incarcerated. Plaintiff's request is premature. Once a complete second amended
27 complaint is on file, the court will screen the complaint pursuant to 28 U.S.C. § 1915A(a), and an
28 ////

1 order will issue addressing how the instant case will proceed. At this time, plaintiff is not
2 required to serve defendants.

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

4 1. Plaintiff's first amended complaint is dismissed; and

5 2. Within thirty days from the date of this order, plaintiff shall complete the attached

6 Notice of Amendment and submit the following documents to the court:

7 a. The completed Notice of Amendment; and

8 b. An original Second Amended Complaint.

9 Plaintiff's second amended complaint shall comply with the instant and prior orders of this court,
10 the requirements of the Civil Rights Act, the Federal Rules of Civil Procedure, and the Local
11 Rules of Practice. The second amended complaint must also bear the docket number assigned to
12 this case and must be labeled "Second Amended Complaint." Failure to file a second amended
13 complaint in accordance with this order may result in the dismissal of this action.

14 Dated: January 23, 2015

15 
16 KENDALL J. NEWMAN
17 UNITED STATES MAGISTRATE JUDGE

18 /king1306.14b

19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KEVIN E. KING,

No. 2:14-cv-1306 KJN P

Plaintiff,

V.

NOTICE OF AMENDMENT

AARON ASHLEY, et al.,

Defendants.

Plaintiff hereby submits the following document in compliance with the court's order filed .

Amended Complaint

DATED:

Plaintiff