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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

RAUL ENRIQUE RAMIREZ,  
Plaintiff,  
v.  
GARY HAFFNER, et al.,  
Defendants.

No. 2:14-cv-2079 GEB KJN P

ORDER

Plaintiff is a state prisoner, proceeding pro se. Defendants’ motions for summary judgment are pending. On December 9, 2016, plaintiff was granted a second extension of time to file an opposition to the motions for summary judgment. On December 16, 2016, plaintiff filed a 133 page opposition to defendants’ motions for summary judgment. On January 10, 2017, plaintiff filed a 305 page opposition. On January 11, 2017, plaintiff filed a 61 page opposition to the motions, including his own revised declaration, and accompanied by a letter in which plaintiff asked the court to disregard the original opposition, but to file the amended opposition together with the exhibits “in the file or attached to the original opposition.” (ECF No. 73-1.)

First, plaintiff is admonished that he should seek court permission before filing multiple oppositions to a motion. Local Rule 230(l) provides for the filing of an opposition and a reply.

Second, it appears that many of the exhibits appended to plaintiff’s 305 page filing are duplicative of those submitted with his original opposition. The defendants and the court are not

1 required to ferret through plaintiff's exhibits to determine which exhibits are duplicates and which  
2 are not. Moreover, plaintiff's original opposition refers to Exhibits A through D, as does  
3 plaintiff's amended opposition. Therefore, the court will partially grant plaintiff's request and  
4 direct the Clerk of the Court to detach the exhibits appended to his original opposition, with the  
5 exception of plaintiff's own declaration which he has subsequently amended.

6 Plaintiff is granted fourteen days to review his second 305 page opposition, filed January  
7 10, 2017 (ECF No. 72), to determine which, if any, additional exhibits he wishes to be considered  
8 in connection with his January 11, 2017 amended opposition (ECF No. 73). Plaintiff is not  
9 granted leave to file another opposition, amended or otherwise. Rather, plaintiff shall file a  
10 supplemental exhibit list that makes clear which additional exhibits he intends to be considered  
11 with his amended opposition. Plaintiff may refer to the particular document filed on January 10,  
12 2017, or he may re-submit the exhibits. In any event, plaintiff must clearly identify the document  
13 so that the defendants and the court can determine which document plaintiff is referencing.  
14 Plaintiff shall not re-submit exhibits that were appended to his original opposition.

15 Plaintiff's original and second oppositions are disregarded. (ECF No. 71, 72.) Plaintiff is  
16 cautioned that failure to timely file his supplemental exhibit list will result in consideration of  
17 only those exhibits provided with his original opposition. (ECF No. 71 at 61-132.) In other  
18 words, if plaintiff does not identify any supplemental exhibits, the court will not review the  
19 exhibits appended to his unauthorized 305 page filing.

20 Accordingly, IT IS HEREBY ORDERED that:

- 21 1. Plaintiff is granted leave, *nunc pro tunc*, to file an amended opposition to the pending  
22 motions for summary judgment;
- 23 2. Plaintiff's amended opposition (ECF No. 73) is deemed timely filed;
- 24 3. The Clerk of the Court is directed to detach the exhibits from plaintiff's original  
25 opposition (ECF No. 71 at 61-132), and append them to plaintiff's amended opposition as ECF  
26 No. 73-2;
- 27 4. Plaintiff's December 16, 2016 and January 10, 2017 oppositions are disregarded;

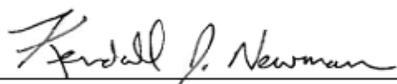
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5. Within fourteen days from the date of this order, plaintiff shall file a supplemental exhibit list as set forth above; and

6. Defendants are granted fourteen days thereafter in which to file their replies to plaintiff's amended opposition.

Dated: January 17, 2017

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

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