1		
2		
3		
4		
5		
6		
7		
8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
10		
11	KASEY F. HOFFMAN,	No. 2: 15-cv-1558 JAM KJN P
12	Plaintiff,	
13	v.	ORDER
14	LASSEN ADULT DETENTION FACLITY, et al.,	
15	Defendants.	
16		
17		
18	Plaintiff is a state prisoner, proceeding without counsel, with a civil rights action pursuant	
19	to 42 U.S.C. § 1983. Pending before the court is plaintiff's September 22, 2016 motion for	
20	subpoenas. (ECF No. 56.) For the following reasons, this motion is denied.	
21	In the pending motion, plaintiff requests that the court issue subpoenas to several non-	
22	parties for the production of various documents. A motion for issuance of a subpoena duces	
23	tecum should be supported by clear identification of the documents sought and a showing that the	
24	records are obtainable only through the identified third-party. See, e.g., Davis v. Ramen, 2010	
25	WL 1948560 at *1 (E.D. Cal. 2010). "The Federal Rules of Civil Procedure were not intended to	
26	burden a non-party with a duty to suffer excessive or unusual expenses in order to comply with a	
27	subpoena duces tecum." <u>Badman v. Stark</u> , 139 F.R.D. 601, 605 (M.D. PA. 1991).	
28	////	

1	It appears that several of the documents requested in the pending motion are obtainable
2	from defendants Lassen County Jail Commander Jones and Lassen County Sheriff Growden. For
3	example, it seems likely that plaintiff could obtain his jail grievance file from defendants. For
4	these reasons, plaintiff's motion for issuance of subpoenas is denied.
5	Accordingly, IT IS HEREBY ORDERED that plaintiff's motion for issuance of
6	subpoenas (ECF No. 56) is denied.
7	Dated: October 12, 2016
8	Ferdall D. Newman
9	KENDALL J. NEWMAN UNITED STATES MAGISTRATE JUDGE
10	Hoff1558.sub(2)
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25 26	
26 27	
27	
28	2