

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN SAMUEL MIZERAK, JR.,
Plaintiff,
v.
ESLICK, et al.,
Defendants.

No. 2:16-cv-0323 CKD P

ORDER

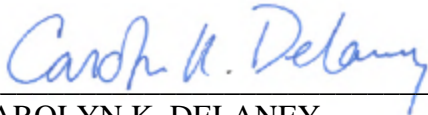
Defendants Esllick and Foxworthy request that, with respect to motion practice, this action proceed under Local Rule 230 in general and not Local Rule 230(l) specifically because plaintiff is no longer incarcerated. Plaintiff has not opposed the request. Good cause appearing, defendants' request will be granted with the provision that Local Rule 230(l) will still apply to defendants' pending motion to dismiss since the motion was filed prior to the issuance of this order.

/////
/////
/////
/////
/////
/////

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Accordingly, IT IS HEREBY ORDERED that, with respect to motion practice, this action will proceed under Local Rule 230 in general and not Local Rule 230(l) specifically. However, defendants' pending motion to dismiss will still proceed under Local Rule 230(1).

Dated: October 2, 2017



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

1
mize0323.230