1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 MATTHEW DENNIS, No. 2:16-cv-0542 JAM AC P 12 Plaintiff. 13 **ORDER** v. 14 SCOTT KERNAN, et al., 15 Defendants. 16 17 This case is currently stayed pending resolution of plaintiff's interlocutory appeal. ECF 18 No. 87. On January 28, 2021, the Ninth Circuit affirmed the order denying plaintiff's motion for 19 preliminary injunctive relief, ECF No. 96, and plaintiff subsequently filed a motion for a Rule 16 20 pretrial conference, ECF No. 97, which was denied, ECF No. 98. The court then ordered 21 defendants to advise whether they were still seeking to opt out of the Post-Screening Alternative 22 Dispute Resolution (ADR) Project. <u>Id.</u> In response to that order, defendants have filed a renewed 23 request to opt out of the Post-Screening ADR Project and request that the case remain stayed because the appeal is not finally resolved because plaintiff filed a petition for rehearing of his 24 25 appeal that has not yet been addressed by the Ninth Circuit. ECF No. 99. 26 Accordingly, IT IS HEREBY ORDERED that: 27 1. Defendants' request to opt out of the Post-Screening ADR Project, ECF No. 99, is GRANTED. 28 1

1	2. This case remains stayed pending final resolution of plaintiff's interlocutory appeal.
2	DATED: April 21, 2021
3	Allison Claire
4	UNITED STATES MAGISTRATE JUDGE
5	
6	
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	