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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL POWELL, TOMERY
DARLING L.P.1, L.P. 2, BRITTNEY
TEMPLE,

Plaintiffs,

v.

DEPARTMENT OF CHILD SUPPORT
SERVICES, SUPERIOR COURT OF
CALIFOIRNIA PLACER COUNTY,
COMM'R AMARA, COMM'R JAQUES,
JUDGE GAZZANIGA, JUDGE GINI,
JUDGE PINESCHI, ASGN. JUDGE
McLEAN, and Doe Attorneys 1-5,

Defendants.

No. 2:16-CV-01197 TLN GGH

AMENDED ORDER

On August 9, 2016, this court issued an Order granting plaintiff Michael Powell IFP status. ECF No. 5. In that Order the court also directed that plaintiff was to file an amended complaint within 45 days of the Order, and gave him instructions how to comport the amended pleading with the requirements of Federal Rule of Civil Procedure 8. The Order further, inadvertently directed the Marshall to serve the named defendants with the Complaint within 60 days of the Order. That element of the Order is hereby rescinded.

Plaintiff has not filed an Amended Complaint as Ordered, but on September 9 he filed a document labeled "Motion for Injunction," ECF No.10, although there is no operative complaint

1 in the file. That "Motion" in no way complies with the requirements of Eastern District of
2 California Local Rule No. 230 which addresses the procedure for bringing matters to the courts
3 Civil Motion calendar. It will not, therefore, be addressed by the Court. The plaintiff can get
4 copies of the Local Rules at the office of the Clerk of the Court at 501 "I" Street, Sacramento, CA
5 95814, and should do so before proceeding further.

6 Plaintiff is reminded that he must file an amended complaint no later than September 30,
7 2016, which follows the directions given in the court's August 9, 2016 Order. If no such
8 amended complaint is filed, plaintiff is warned that they court may dismiss his action, with
9 prejudice, for failure to prosecute his claims.

10 CONCLUSION

- 11 1. The plaintiff shall file a first amended complaint no later than September 30, 2016;
- 12 2. The Clerk of the Court shall serve the Marshal with this Order to give notice that
13 the direction to serve summons has been withdrawn at this time; it will be reinstated if and when
14 a cognizable complaint is filed.

15 IT IS SO ORDERED.

16 Dated: September 15, 2016

17 /s/ Gregory G. Hollows
18 UNITED STATES MAGISTRATE JUDGE
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