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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ORION S. EHRINGER,
Plaintiff,
v.
STATE OF CALIFORNIA, et al.,
Defendants.

No. 2:16-cv-1955-GEB-KJN PS

ORDER

On September 8, 2016, plaintiff filed a motion for the undersigned to recuse himself from this case, because plaintiff had filed another case in this court naming the undersigned as a defendant. See Ehringer v. Newman, 2:16-cv-2074-TLN-EFB. (ECF No. 4.) However, as best the undersigned can tell, his only involvement with plaintiff had been in a prior action, Ehringer v. Superior Court of California County of Plumas, 2:15-cv-71-TLN-KJN, in which the undersigned took the sole action of dismissing plaintiff’s case upon plaintiff’s own request.

Thus, there does not appear to be a proper basis for recusal in this case. As such, the court denies plaintiff’s motion, but without prejudice to any future motion making a proper showing as to why recusal is warranted.

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1 Accordingly, IT IS HEREBY ORDERED that plaintiff's motion for recusal is DENIED
2 WITHOUT PREJUDICE. Plaintiff's motion to proceed *in forma pauperis*, which remains
3 pending, will be resolved by separate order in due course.

4 This order resolves ECF No. 4.

5 Dated: September 16, 2016

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8 KENDALL J. NEWMAN
9 UNITED STATES MAGISTRATE JUDGE
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