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7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
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10 HAKEIM EL BEY,

11 Plaintiff,

12 v.

13 SELECT PORTFOLIO SERVICES, INC.,

14 Defendant.
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No. 2:16-cv-2248 MCE GGH PS

ORDER

16 Plaintiff is proceeding in this action pro se and has paid the filing fee. This proceeding
17 was referred to this court by Local Rule 302(21), pursuant to 28 U.S.C. § 636(b)(1).

18 On December 19, 2016, plaintiff filed a “request for summary judgment.” (ECF No. 18.)
19 Plaintiff’s motion is defectively noticed. See E. D. Local Rule 230(b). Even if the motion were
20 properly noticed, it is premature. Two motions to dismiss are currently submitted and pending
21 review by the court. Plaintiff is referred to Fed. R. Civ. P. 56 and E.D. Local Rule 260 for
22 information regarding the timing and procedure for filing a summary judgment motion.

23 Accordingly, IT IS ORDERED that: plaintiff’s motion for summary judgment, filed
24 December 19, 2016 (ECF No. 18), is vacated without prejudice to its refile, if necessary, after
25 the adjudication of the motions to dismiss.

26 Dated: December 24, 2016

27 /s/ Gregory G. Hollows

28 UNITED STATES MAGISTRATE JUDGE