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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 CONDALEE MORRIS,
12 Plaintiff,

13 v.

14 G. MODHADDAM, et al.,
15 Defendants.
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No. 2: 18-cv-2850 MCE KJN P

ORDER

17 Plaintiff is a state prisoner, proceeding without counsel, with a civil rights action pursuant
18 to 42 U.S.C. § 1983. On March 19, 2021, the undersigned recommended that this action be
19 dismissed based on plaintiff's failure to file a notice of change of address. (ECF No. 82.) On
20 March 31, 2021, plaintiff filed objections to the findings and recommendations. (ECF No. 84.)
21 Good cause appearing, the findings and recommendations are vacated.

22 Pending before the court are motions to dismiss filed by defendants Bishop and Tesluk.
23 (ECF No. 41, 64.) Defendants Bishop and Tesluk also filed motions for summary judgment.
24 (ECF No. 78, 85.) Plaintiff has not filed an opposition to defendant Bishop's summary judgment
25 motion filed February 4, 2021. Defendant Tesluk filed his summary judgment motion on April 6,
26 2021.

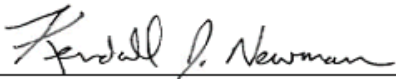
27 The undersigned intends to consider the pending motions to dismiss and summary
28 judgment motions at the same time. Accordingly, plaintiff is granted thirty days to file

1 oppositions to both pending summary judgment motions.¹

2 Accordingly, IT IS HEREBY ORDERED that:

- 3 1. The March 19, 2021 findings and recommendations (ECF No. 82) are vacated;
- 4 2. Plaintiff is granted thirty days from the date of this order to file oppositions to the
- 5 summary judgment motion filed by defendant Bishop on February 4, 2021, and the
- 6 summary judgment motion filed by defendant Tesluk on April 6, 2021.

7 Dated: April 13, 2021

8 
9 KENDALL J. NEWMAN
10 UNITED STATES MAGISTRATE JUDGE

11 Morr2850.vac

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26 ¹ In his objections to the March 19, 2021 findings and recommendations, plaintiff states that he

27 was denied access to his legal documents for two months following his transfer to California State

28 Prison-Sacramento. These circumstances may explain plaintiff's failure to oppose defendant

Bishop's summary judgment motion.