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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DAUDA ILIYA,  
Plaintiff,  
v.  
COUNTY OF SACRAMENTO, et al.,  
Defendants.

Case No. 2:22-cv-1305-KJM-CSK PS  
ORDER

On August 22, 2024, Plaintiff Dauda Iliya filed multiple documents in opposition to Defendants’ motion for summary judgment.<sup>1</sup> (ECF No. 53.) The summary judgment motion from Defendants County of Sacramento, Anne Marie Schubert, Scott R. Jones, and Matthew McCune is currently set for a hearing on September 10, 2024. (ECF Nos. 49, 50.)

Plaintiff’s opposition briefing exceeds the page limit set by the undersigned’s standing orders, which requires that all “motions and oppositions are limited to twenty (20) pages, and replies are limited to ten (10) pages.”<sup>2</sup> The Court grants expansions

<sup>1</sup> This matter proceeds before the undersigned pursuant to 28 U.S.C. § 636, Fed. R. Civ. P. 72, and Local Rule 302(c)(21).

<sup>2</sup> Judge Chi Soo Kim’s Civil Standing Orders are available on Judge Kim’s webpage on the district court’s website: <https://www.caed.uscourts.gov/caednew/index.cfm/judges/all-judges/united-states-magistrate-judge-chi-soo-kim-csk/>.

1 beyond these page limits only with good cause and with a request made in writing at  
2 least seven (7) days before the filing.

3 Here, Plaintiff filed multiple opposition briefs, including a main brief titled  
4 "Plaintiff's Opposition to Defendants' Motion for Summary Judgment," that is 30 pages  
5 long (ECF No. 53); a separate brief titled "points and authorities," that is 4 pages long  
6 (ECF No. 53-1); a "statement of undisputed facts" that is 2 pages long (ECF No. 53-2); a  
7 document titled "Plaintiff's exhibits list and exhibits in support of the opposition to  
8 defendant's motion for summary judgment" that is 93 pages long (ECF No. 53-3); and a  
9 document titled "Plaintiff's Exhibits #2 in support of the opposition to defendant's motion  
10 for summary judgment" that is 38 pages long (ECF No. 53-4). Plaintiff did not request  
11 permission to exceed the undersigned's page limits for his briefs (ECF Nos. 53 and  
12 53-1), and the Court finds no good cause to expand the 20-page limit. Thus, Plaintiff's  
13 opposition briefs and accompanying documents are REJECTED for failing to follow the  
14 Court's orders. See E.D. Cal. Local Rule 110 ("Failure of counsel or of a party to comply  
15 with these Rules or with any order of the Court may be grounds for imposition by the  
16 Court of any and all sanctions authorized by statute or Rule or within the inherent power  
17 of the Court."); E.D. Cal. Local Rule 183(a) (providing that a pro se party is required to  
18 comply with the federal rules, local rules, or other applicable law in the same way as  
19 counsel).<sup>3</sup> As a result, the Court also vacates the hearing set for September 10, 2024.

20 The undersigned's standing order states that "pages that exceed the page limits  
21 ... filed without prior leave of court will not be considered." However, given that Plaintiff  
22 proceeds without counsel, and in the interests of justice, the Court will provide Plaintiff  
23 with another opportunity to submit his opposition brief. **Plaintiff shall limit his revised  
24 opposition brief to 20 pages, and this revised brief shall be filed on or before**

25 <sup>3</sup> To the extent the parties were following the standing orders of the assigned district  
26 judge, Judge Kimberly Mueller's standing orders also sets a 20-page limit for  
27 oppositions, and requires requests to increase page limits be made in writing at least 14  
28 days before filing and will be granted "[o]nly in rare instances and for good cause  
shown." See [https://www.caed.uscourts.gov/caednew/index.cfm/judges/all-  
judges/5020/civil-standing-order/](https://www.caed.uscourts.gov/caednew/index.cfm/judges/all-judges/5020/civil-standing-order/) at Section 4.B.

1 **September 6, 2024.** Plaintiff may attach his Statement of Disputed Facts following the  
2 requirement of Local Rule 260(b), his response to Defendants' Statement of Undisputed  
3 Facts following the requirement of Local Rule 260(b), and exhibits to his revised  
4 opposition brief. No further extensions of this deadline will be allowed. If Plaintiff fails to  
5 file a revised opposition brief limited to 20 pages or less on or before September 6,  
6 2024, the Court will consider only the first 20 pages of the document titled "Plaintiff's  
7 Opposition to Defendants' Motion for Summary Judgment" filed at ECF No. 53 on August  
8 22, 2024, Plaintiff's Statement of Disputed Facts, and Plaintiff's exhibits.

9 **Defendants are permitted until September 16, 2024 to file their optional reply**  
10 **brief.** If Plaintiff does not file a revised opposition brief limited to 20 pages or less on or  
11 before September 6, Defendants' optional reply brief must be limited to responding to  
12 the first 20 pages of the document titled "Plaintiff's Opposition to Defendants' Motion for  
13 Summary Judgment" filed at ECF No. 53 on August 22, 2024, Plaintiff's Statement of  
14 Disputed Facts, and Plaintiff's exhibits. After the expiration of this deadline, the matter  
15 will be submitted on the briefing and written record. See E.D. Cal. Local Rule 230(g). If  
16 the Court determines that a hearing is necessary, the Court will schedule a hearing.

### 17 ORDER

18 Accordingly, the Court ORDERS:

- 19 1. Plaintiff's opposition briefs and filings (ECF Nos. 53, 53-1, 53-2, 53-3, and 53-  
20 4) are REJECTED for failure to follow the undersigned's standing orders.
- 21 2. The September 10, 2024 hearing on Defendants' motion for summary  
22 judgment is VACATED.
- 23 3. Plaintiff is granted leave to file a revised opposition brief that is limited to 20  
24 pages on or before September 6, 2024. Plaintiff may attach his Statement of  
25 Disputed Facts following the requirement of Local Rule 260(b), his response to  
26 Defendants' Statement of Undisputed Facts following the requirement of Local  
27 Rule 260(b), and exhibits to his revised opposition brief.
- 28 4. If Plaintiff fails to file a revised opposition brief that is limited to 20 pages on or

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before September 6, 2024, the Court will only consider the first 20 pages of the document titled "Plaintiff's Opposition to Defendants' Motion for Summary Judgment" filed at ECF No. 53 on August 22, 2024, Plaintiff's Statement of Disputed Facts, and Plaintiff's exhibits.

- 5. Defendants may file their optional reply brief until September 16, 2024. If Plaintiff fails to file a revised opposition brief that is limited to 20 pages on or before September 6, 2024, Defendants' reply brief must be limited to responding to the first 20 pages of the document titled "Plaintiff's Opposition to Defendants' Motion for Summary Judgment" filed at ECF No. 53 on August 22, 2024, Plaintiff's Statement of Disputed Facts, and Plaintiff's exhibits.
- 6. After the expiration of the deadline for Defendants' optional reply brief, Defendants' motion for summary judgment will be submitted on the briefing and written record. See E.D. Cal. Local Rule 230(g).

Dated: August 27, 2024

  
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CHI SOO KIM  
UNITED STATES MAGISTRATE JUDGE

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