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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RONALD BRATTON,  
Plaintiff,  
vs.  
BEN CURRY, E. KLEIN, A. JANNAH,  
B. HEDRICK, M. RAGHUNATH, L.  
MACKEY, J. CHURDY, J. ABOYTES,  
Defendants.

No. C 07-2928 JSW (PR)

**ORDER PROVIDING  
PLAINTIFF NOTICE AND  
WARNING; SCHEDULING  
SUPPLEMENTAL BRIEFING**

Plaintiff, a California prisoner, filed this pro se civil rights action under 42 U.S.C. § 1983. Defendants have filed a motion to dismiss and for summary judgment, which Plaintiff has opposed. Pursuant to *Woods v. Carey*, No. 09-15548, slip op. 7871, 7884-85 (9th Cir. July 6, 2012), the following notices and warnings are provided to Plaintiff again.

Plaintiff must read the following “NOTICE -- WARNING (SUMMARY JUDGMENT),” which is provided to him pursuant to *Rand v. Rowland*, 154 F.3d 952, 953-954 (9th Cir. 1998) (en banc), and *Klinge v. Eikenberry*, 849 F.2d 409, 411-12 (9th Cir. 1988). To the extent Defendants argue that Plaintiff failed to exhaust his administrative remedies as required by 42 U.S.C. § 1997e(a), Plaintiff should also read the “NOTICE -- WARNING (EXHAUSTION)” which is provided to him pursuant to *Wyatt v. Terhune*, 315 F.3d 1108, 1120 n. 4 (9th Cir. 2003):



1 Plaintiff may file a supplemental opposition to Defendants' motion to dismiss  
2 and for summary judgment on or before **August 1, 2012**. Defendants **shall** file a  
3 supplemental reply brief within **7 days** of the date any supplemental opposition is filed.  
4 If Plaintiff does not supplement his opposition, Defendants' motion will be decided on  
5 the papers that have already been filed.

6 IT IS SO ORDERED.

7 DATED: July 11, 2012

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10 JEFFREY S. WHITE  
11 United States District Judge  
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1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 RONALD BRATTON,  
6 Plaintiff,

Case Number: CV07-02928 JSW

**CERTIFICATE OF SERVICE**

7 v.

8 BEN CURRY et al,  
9 Defendant.  
10 \_\_\_\_\_/

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
12 District Court, Northern District of California.

13 That on July 11, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said  
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
15 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
16 delivery receptacle located in the Clerk's office.

16 Ronald Bratton  
17 P.O. Box 8101  
18 J45341  
19 San Luis Obispo, CA 93409-8101

20 Dated: July 11, 2012



21 Richard W. Wieking, Clerk  
22 By: Jennifer Ottolini, Deputy Clerk  
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