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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JEROME TALLEY,  
Plaintiff,  
v.  
CLERK OF THE COURT,  
Defendant.

Case No. [15-cv-06116-SI](#)

**ORDER STRIKING MOTION TO ADD  
PARTY**

Re: Dkt. No. 8

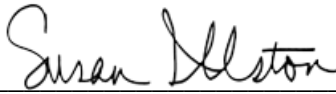
On January 7, 2016, this Court dismissed the above-captioned case with prejudice and judgment was entered accordingly. *See* Dkt. 6, 7. On January 11, 2016, plaintiff filed a motion to add a defendant to the case. Dkt. 8.

Once final judgment has been entered in a case, a motion to amend the complaint can only be entertained if the judgment is first reopened pursuant to a successful motion for new trial, a motion to alter or amend judgment, or a motion for relief from judgment or order. *See Lindauer v. Rogers*, 91 F.3d 1355, 1357 (9th Cir. 1996); Fed. Rules Civ. Proc. 59, 60.

This judgment has not been set aside, and Court will therefore not entertain the present motion, which shall be STRICKEN from the record.

**IT IS SO ORDERED.**

Dated: January 14, 2016

  
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SUSAN ILLSTON  
United States District Judge