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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
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7 DANNY JAMES COHEA, J13647,

8 Plaintiff,

9 v.

10 C. E. DUCART, et al.,

11 Defendant(s).

Case No. [17-cv-05399-CRB](#) (PR)

**ORDER GRANTING REQUEST
FOR STAY OF PROCEEDINGS
AND DIRECTING CLERK TO
ADMINISTRATIVELY CLOSE
CASE**

(ECF Nos. 41 & 67)

12 Good cause appearing, plaintiff's unopposed request for a stay of proceedings (ECF No.
13 67) pending resolution of his permitted interlocutory appeal of this court's denial of a preliminary
14 injunction is GRANTED.

15 The clerk is instructed to ADMINISTRATIVELY CLOSE this case. Nothing further will
16 take place in this case until the permitted interlocutory appeal is resolved in the Ninth Circuit and,
17 within 30 days thereafter, plaintiff moves to reopen the case and lift the court's stay.

18 Defendants' motion for summary judgment (ECF No. 41), to which plaintiff has not yet
19 responded, is DISMISSED without prejudice to re-noticing or renewing after the case is reopened
20 and the stay is lifted.

21 **IT IS SO ORDERED.**

22 Dated: January 31, 2020

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24 CHARLES R. BREYER
25 United States District Judge
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DANNY JAMES COHEA,
Plaintiff,
v.
C. E. DUCART, et al.,
Defendants.

Case No. 3:17-cv-05399-CRB

CERTIFICATE OF SERVICE


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

That on January 31, 2020, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Danny James Cohea ID: J13647
Centinela State Prison
P.O. Box 901, Housing: C1-102L
Imperial, CA 92251

Dated: January 31, 2020

Susan Y. Soong
Clerk, United States District Court

By: 
Lashanda Scott, Deputy Clerk to the
Honorable CHARLES R. BREYER