

1 IN THE UNITED STATES DISTRICT COURT
 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 3

4 DARRYL L. GOLDSTEIN,

No. C 07-05958 SBA (PR)

5 Plaintiff,

**ORDER GRANTING DEFENDANTS
 SILLEN'S AND RUSSELL'S REQUEST
 FOR CLARIFICATION; AND
 GRANTING DEFENDANTS DAVID'S
 AND WILSON'S MOTION FOR
 EXTENSION OF TIME TO FILE
 DISPOSITIVE MOTION**

6 v.

7 ROBERT SILLEN, ET AL., et al.,

8 Defendants.
 9 _____/

10 Plaintiff, a state prisoner, filed this pro se civil rights action under 42 U.S.C. § 1983.

11 On August 9, 2010, Defendants Sillen and Russell filed a motion for summary judgment. On
 12 September 7, 2010, Plaintiff filed a document entitled, "Motion to Strike the Declaration of Dr.
 13 Elena Tootle," which the Court construes as a document in support of his opposition to the motion
 14 for summary judgment.

15 Before the Court is Defendants Sillen's and Russell's motion entitled, "Motion for
 16 Administrative Relief; Request for Clarification Concerning Briefing With Respect to Plaintiff's
 17 Motion to Strike the Declaration of Dr. Elena Tootell." Defendants "propose that the Court permit
 18 [them] to refrain from responding to Plaintiff' Motion to Strike until after October 8, 2010, in the
 19 event Plaintiff intends to file a separate or more complete opposition to the Motion for Summary
 20 Judgment." (Defs.' Mot. at 2.) Accordingly, the Court GRANTS Defendants Sillen's and Russell's
 21 motion. Plaintiff may file a more complete opposition no later than **October 8, 2010**. The time in
 22 which Defendants Sillen and Russell may file their reply will be up to and including **November 8,**
 23 **2010**.

24 Also before the Court is Defendants David's and Wilson's motion for an extension of time to
 25 file a dispositive motion. Having read and considered Defendants David's and Wilson's request for
 26 an extension of time and good cause appearing, the Court GRANTS their request. The time in
 27 which Defendants David and Wilson may file their motion for summary judgment will be extended
 28 up to and including **November 23, 2010**. Plaintiff's opposition to the dispositive motion shall be
 filed with the Court and served on Defendants David and Wilson no later than **thirty (30) days** from

1 the date their motion is filed. Defendants David and Wilson shall file a reply brief no later than
2 **fifteen (15) days** after Plaintiff's opposition is filed.

3 This Order terminates Docket nos. 135 and 140.

4 IT IS SO ORDERED.

5 DATED: 9/23/10

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SAUNDRA BROWN ARMSTRONG
United States District Judge

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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

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6 DARRYL L. GOLDSTEIN,
7 Plaintiff,

Case Number: CV07-05958 SBA
CERTIFICATE OF SERVICE

8 v.

9 ROBERT SILLEN, ET AL. et al,
10 Defendant.

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

13 That on September 23, 2010, 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 depositing said
15 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
located in the Clerk's office.

16
17 Darryl Lee Goldstein P-79097
18 California State Prison - San Quentin
San Quentin, CA 94964

19 Dated: September 23, 2010

20 Richard W. Wieking, Clerk
By: LISA R CLARK, Deputy Clerk