

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

3 CEDRIC LYNN STRUGGS,

No. C 11-02191 YGR (PR)

4 Plaintiff,

**ORDER DENYING PLAINTIFF'S REQUEST
 FOR LEAVE TO FILE A SUR-REPLY**

5 v.

(Docket No. 110)

6 G. PONDER, et al.,

7 Defendants.

8 _____/

9 In response to the Court's June 4, 2013 Second Order of Service, Defendants filed a
 10 dispositive motion. Plaintiff has opposed the motion, and Defendants have filed a reply. Before the
 11 Court is Plaintiff's "Motion to Add to Plaintiff's Opposition" (Docket No. 110.) The Court
 12 construes this as a motion for leave to file a sur-reply. Plaintiff is seeking permission from this
 13 Court to do so, as required by the Northern District of California's Local Rules. Specifically, Civil
 14 Local Rule 7-3 provides, in pertinent part, that "once a reply is filed, no additional memoranda,
 15 papers or letters may be filed without prior court approval." Civ. L. R. 7-3(d).

16 In the present case, Plaintiff has previously been given an opportunity to file an opposition to
 17 Defendants' dispositive motion. He was also granted two extensions of time to do so. Defendants'
 18 disposition motion is now submitted and ready for the Court's review. Pursuant to the Court's June
 19 4, 2013 Order, Defendants' motion for summary judgment will be deemed submitted as of the due
 20 date of Defendants' reply. Because the Court finds that Plaintiff has been given adequate
 21 opportunity to respond to Defendants' dispositive motion and because that motion has been deemed
 22 submitted as of January 9, 2014 (the date Defendants filed their reply), Plaintiff's motion for leave to
 23 file a sur-reply (docket no. 110) is DENIED. The Court will resolve the pending dispositive motion
 24 filed by Defendants in a separate written Order.

25 This Order terminates Docket No. 110.

26 IT IS SO ORDERED.

27 DATED: January 28, 2014

28 
 YVONNE GONZALEZ ROGERS
 UNITED STATES DISTRICT COURT JUDGE