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4 UNITED STATES DISTRICT COURT  
5 NORTHERN DISTRICT OF CALIFORNIA

6 MARK E. MAJOR,  
7 Plaintiff,

8 v.

9 CITY AND COUNTY OF SAN  
10 FRANCISCO, et al.,  
11 Defendants.

Case No. 15-cv-03426-KAW

**ORDER DISMISSING AMENDED  
COMPLAINT WITH LEAVE TO  
AMEND**

Re: Dkt. No. 11

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13 Plaintiff Mark E. Major, acting pro se, commenced this case on July 24, 2015.<sup>1</sup> (Compl.,  
14 Dkt. No. 1.) On August 6, 2015, the Court dismissed his complaint with leave to amend because it  
15 did not provide "a short and plain statement of the claim showing that the pleader is entitled to  
16 relief." (Aug. 5, 2015 Order, Dkt. No. 5 (quoting Fed. R. Civ. P. 8(a)(2).) The original complaint  
17 was over 155 pages long and included an additional 50 pages of exhibits. (See *id.* at 2.)

18 Plaintiff has now filed an amended complaint that resembles the original. (Am. Compl.,  
19 Dkt. No. 11.) It is over 130 pages long and includes over 50 pages of exhibits. (See *id.*) As the  
20 Court explained in its previous order, the complaint does not "provide a short and plain statement  
21 of the claim showing that the pleader is entitled to relief." See Fed. R. Civ. P. 8(a)(2); see also  
22 *Prezzi v. Berzak*, 57 F.R.D. 149, 150 (S.D.N.Y. 1972) (dismissing 53-page complaint because it  
23 "conform[ed] neither with the form nor the spirit of Rule 8").

24 Accordingly, Plaintiff's amended complaint is DISMISSED WITH LEAVE TO AMEND.  
25 Plaintiff shall file a second amended complaint within 30 days of this order. Plaintiff is once  
26 again encouraged to contact the Federal Pro Bono Project's Help Desk—a free service for pro se

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28 <sup>1</sup> On August 13, 2015, Plaintiff consented to magistrate judge jurisdiction pursuant to 28 U.S.C.  
§ 636(c). Pl.'s Consent, Dkt. No. 7.

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litigants—by calling (415) 782-8982. The Court has also adopted a manual for use by pro se litigants, which may be helpful to Plaintiff. This manual, and other free information is available online at: <http://cand.uscourts.gov/proselitigants>.

**IT IS SO ORDERED.**

Dated: 11/06/2015

  
KANDIS A. WESTMORE  
United States Magistrate Judge