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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**REIDAR ARDEN,**  
Plaintiff,  
vs.  
**LIBERTY UNIVERSITY,**  
Defendant.

CASE NO. 17-cv-04850-YGR

**ORDER CONTINUING MOTION TO DISMISS;  
DIRECTING PLAINTIFF TO COMPLETE ECF  
REGISTRATION AND UPDATE CONTACT  
INFORMATION**

Re: Dkt. No. 14, 15

**I. MOTION TO DISMISS**

The Motion of Liberty University to Dismiss Complaint (Dkt No. 15) is **CONTINUED** to **January 16, 2018**, at 2:00 p.m. in Courtroom 1, Federal District Courthouse, 1301 Clay Street, Oakland.

Plaintiff Reider Arden's initial filing document here was not labeled a complaint,<sup>1</sup> but the Court treats it as such. That complaint indicated that Arden's claim was based upon federal civil rights violations, and the cover sheet filed by Arden indicated the federal statute at issue was 42 U.S.C. section 1983. Liberty seeks to dismiss, arguing that no section 1983 claim can be stated against it because it is not a state actor.

In response, Arden does not contend that he properly alleged a section 1983 claim, but instead indicates that he seeks a continuance to allege a different federal right was violated. Arden has indicated that he would seek to file an amended complaint under section 504 of the federal Rehabilitation Act, 29 U.S.C. § 794, or some other claim, based upon Liberty University's refusal to process his FAFSA application for federal student aid. However, he has not yet filed an amended complaint stating the basis for his claim against defendant Liberty University.

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<sup>1</sup> The initiating document here was entitled "Motion To File For Violation Of Petitioner's Federal Civil Rights By Liberty University For Blocking Petitioner From Receiving Student Financial Aid From Us Government Agency FAFSA."

1           The Court therefore continues the hearing on the motion to dismiss to permit Arden to file  
2 an amended complaint **no later than December 15, 2017**. Liberty may file a supplemental  
3 memorandum in support of the motion to dismiss no later than **December 29, 2017**.

4           In amending the complaint, Arden should note that a complaint is “a short and plain  
5 statement of the claim showing that the pleader is entitled to relief,” as required by Rule 8 of the  
6 Federal Rules of Civil Procedure. Arden **does not need to submit evidence** in support of his  
7 claim.

8           The Court advises Arden that a Handbook for Pro Se Litigants, which contains helpful  
9 information about proceeding without an attorney, is available in the Clerk’s office or through the  
10 Court’s website, <http://cand.uscourts.gov/pro-se> .

11           The Court also advises Arden that additional assistance may be available by making an  
12 appointment with the Legal Help Center. There is no fee for this service. To make an  
13 appointment with the Legal Help Center in San Francisco, Plaintiff may visit the San Francisco  
14 Courthouse, located at 450 Golden Gate Avenue, 15th Floor, Room 2796, San Francisco,  
15 California, 94102, or call 415/782-9000 (ext. 8657). To make an appointment with the Legal Help  
16 Center in Oakland, plaintiff may visit the Oakland Courthouse, located at 1301 Clay Street, 4th  
17 Floor, Room 470S, Oakland, California, 94612, or call 415/782-8982. The Help Center’s website  
18 is available at <http://www.cand.uscourts.gov/helpcentersf>.

19 **II. ELECTRONIC FILING REGISTRATION**

20           The Plaintiff Reidar Arden has filed a motion to request waiver of PACER fees. (Dkt. No.  
21 14.) Arden was previously granted In Forma Pauperis status, meaning that Arden need not pay  
22 any filing fees.

23           Arden was also granted permission to file documents electronically on the Court’s  
24 electronic case filing (ECF) system. This permission was granted on condition that Arden register  
25 as an Electronic Case Filing User on the Court’s website. Electronic filing as requires that Arden  
26 have regular access to: (1) a computer with internet access; (2) an email account on a daily basis to  
27 receive notifications from the Court and notices from the e-filing system; (3) a scanner to convert  
28 documents that are only in paper format into electronic files; (4) a printer or copier to create

1 required paper copies such as chambers copies; (5) a word-processing program to create  
2 documents; and (6) a pdf reader and a pdf writer to convert word processing documents into pdf  
3 format, the only electronic format in which documents can be e-filed.


4 Specifically, Plaintiff must follow the registration procedure set forth on the Court's  
5 website at <https://ecf.cand.uscourts.gov/cand/newreg/index.html>. Once Plaintiff completes the  
6 registration procedure and receives an e-filing password from the ECF Help Desk, Plaintiff shall  
7 electronically file a notice confirming registration.

8 If such notice is filed, Defendant, if and when served, shall be relieved of the duty to serve  
9 Plaintiff with paper copies of electronically-filed documents. If Arden is unable to comply with  
10 these requirements, electronic filing status will be withdrawn.

11 Arden is further reminded that he must keep the Court informed of any change of address  
12 or contact information, and must comply with the Court's orders in a timely fashion. Pursuant to  
13 Northern District Local Rule 3-11, a party proceeding without an attorney (*pro se*) whose address  
14 changes while an action is pending must promptly file a notice of change of address specifying the  
15 new address.

16 **IT IS SO ORDERED.**

17 Dated: November 22, 2017

  
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YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE

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