1 2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 MARCOS C. GUILLEN, No. C 06-5176 RMW (PR) 11 Plaintiff, ORDER PROVIDING 12 PLAINTIFF NOTICE AND WARNING: SCHEDULING v. 13 SUPPLEMENTAL BRIEFING 14 CORRECTIONAL OFFICER ROCHA, et al., 15 Defendants. 16 17 Plaintiff, a California prisoner pro se, filed this civil rights action under 42 U.S.C. 1983. Defendants have filed a motion for summary judgment. Although given an opportunity, plaintiff 18 19 did not file an opposition. The case is now submitted for consideration. However, pursuant to Woods v. Carey, No. 09-15548, slip op. 7871, 7884-85 (9th Cir. July 6, 2012), plaintiff must 20 21 read the following "NOTICE -- WARNING (SUMMARY JUDGMENT)," which is provided to 22 him for a second time pursuant to Rand v. Rowland, 154 F.3d 952, 953-954 (9th Cir. 1998) (en banc), and Klingele v. Eikenberry, 849 F.2d 409, 411-12 (9th Cir. 1988). 23 24 **NOTICE -- WARNING** 25 (SUMMARY JUDGMENT) 26 If defendants move for summary judgment, they are seeking to have your case dismissed. 27 A motion for summary judgment under Rule 56 of the Federal Rules of Civil Procedure will, if 28 granted, end your case. Order Providing Plaintiff Notice and Warning; Scheduling Supplemental Briefing G:\PRO-SE\SJ.Rmw\CR old\CR.06\Guillen176woods.wpd

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