

Filed

OCT 11 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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

IN RE GUILLERMO VERA,
Plaintiff.

No. C 13-02146 EJD (PR)
ORDER REOPENING ACTION;
ADDRESSING PENDING MOTIONS


(Docket Nos. 9 & 11)

On June 25, 2013, the Court dismissed the instant civil rights action without prejudice for Plaintiff's failure to pay the filing fee or file a complaint, and a judgment of dismissal without prejudice was entered. (Docket No. 6.) In the interest of justice, the Court granted Plaintiff an extension of time to reopen this action by filing a complaint and complete In Forma Pauperis ("IFP") Application. (See Docket Nos. 8 & 14.) On August 12, 2013, Plaintiff filed a complaint, (Docket No. 10), and on September 24, 2013, a complete IFP application. Plaintiff's IFP motion will be granted in a separate order.

Plaintiff's motion for order to show cause and temporary restraining order and motion for preliminary injunction, which were filed while the matter was closed, (Docket Nos. 9 & 11), are DENIED. Plaintiff may file new motions after the action is reopened.

1 The Clerk shall vacate the judgment and reopen this action. This order terminates
2 Docket Nos. 9 and 11.

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4 DATED: 10/11/13


EDWARD J. DAVILA
United States District Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

IN RE GUILLERMO VERA,
Plaintiff.

Case Number: CV13-02146 EJD

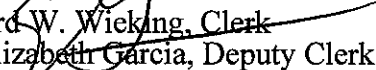
CERTIFICATE OF SERVICE

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

That on 10/11/13, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Guillermo Vera K-73387
Corcoran State Prison
P. O. Box 3476
Corcoran, CA 93212

Dated: 10/11/13


Richard W. Wicking, Clerk
By: Elizabeth Garcia, Deputy Clerk