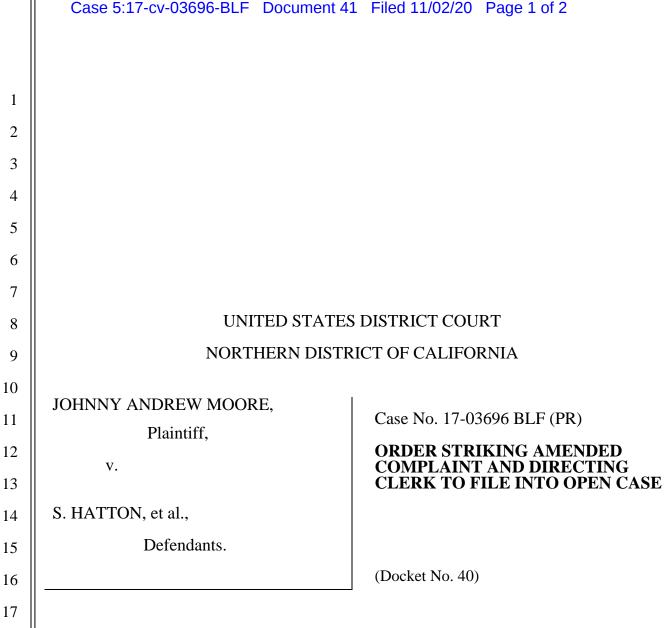
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Northern District of California United States District Court

17 Plaintiff, a California inmate, filed the instant *pro se* civil rights action pursuant to 18 42 U.S.C. § 1983, against officials at the California Training Facility. Dkt. No. 1. On 19 June 26, 2020, the Court granted Defendants' motion to dismiss and entered judgment the 20 same day. Dkt. Nos. 32, 33. Plaintiff filed a notice of appeal on September 1, 2020. Dkt. 21 No. 37. Accordingly, this matter is now before the Ninth Circuit on appeal. Dkt. No. 39. 22

On October 16, 2020, Plaintiff filed an amended complaint in accordance with a 23 court order granting him leave to amend. Dkt. No. 40 at 1. Plaintiff continues to confuse 24 this closed matter with another action filed as *Moore v. Hatton*, et al., Case No. 20-1445 25 BLF (PR). In that case, the Court screened the complaint, which was removed to this 26 Court by Defendants, and dismissed the complaint with leave to amend on July 7, 2020. 27 Id.; Dkt. No. 7. The amended complaint filed in this action should be filed in the more 28

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recent, open action. Accordingly, the Clerk shall strike the amended complaint from this matter, and refile it under *Moore v. Hatton*, et al., Case No. 20-1445 BLF (PR).

Plaintiff is against advised that the only open case that he has in this Court is <u>Case No. C 20-01445 BLF (PR)</u>, and any filings in that matter must include <u>Case No.</u> <u>C 20-01445 BLF (PR)</u> and <u>not</u> Case No. 17-03696.

IT IS SO ORDERED.

Dated: \_November 2, 2020\_\_\_\_

FREEMAN

United States District Judge

United States District Court Northern District of California Order Striking Am. Compl. and Directing Clerk to Refile in Open Case PRO-SE\BLF\CR.17\03696Moore\_strike.AC