

1 On January 2, 2009, Plaintiff, who is proceeding *pro se* and in
2 *forma pauperis* with a Second Amended Complaint brought pursuant to 42
3 U.S.C. § 1983, moved to amend his Second Amended Complaint to add
4 exhibits in support thereof. Doc. No. 76. In light of this motion, a
5 hearing date of **February 27, 2009** at **10:00 a.m.** is assigned. Defendants
6 may file an opposition on or before **February 13, 2009**. Upon receipt of
7 the opposition, the Court will take the matter under submission pursuant
8 to Civil Local Rule 7.1(d)(1) and no personal appearances on the
9 February 27, 2009 hearing date should be made.

10 **IT IS SO ORDERED.**

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12 DATED: January 14, 2009

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14 BARBARA L. MAJOR
15 United States Magistrate Judge
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