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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SAMUEL EDWARDS,

Plaintiff,

vs.

CDCR, et al.,

Defendants.

CASE NO. 15cv174-LAB (JMA)

**ORDER GRANTING APPLICATION
FOR EXTENSION OF TIME TO FILE
OBJECTIONS TO REPORT AND
RECOMMENDATION**

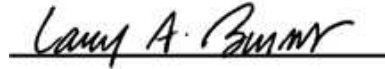
Plaintiff, a prisoner proceeding *pro se*, brought this action, which was referred to Magistrate Judge Jan Adler for report and recommendation. On February 23, 2016, Judge Adler issued his report and recommendation (the "R&R"), which permitted the parties to file objections by March 11. Plaintiff has now filed an *ex parte* application asking for an more time to prepare and file his objections. He says he needs more time to prepare a thorough reply to the R&R, but does not explain further. Ordinarily this would fail to show good cause for the extension. But in the interests of deciding this case on the merits rather than by default, see *Eitel v. Mccool*, 782 F.2d 1470, 1471–72 (9th Cir. 1986), the Court **GRANTS** the request. Edwards must file any objections he has to the R&R no later than **April 8, 2016**.

If he requires additional time, he must file an *ex parte* application asking for more time, and explaining why he needs it. The fact that he is a prisoner and is not represented by an attorney, without more, will not be an adequate explanation because those facts have

1 already been taken into account when setting the deadline for objections. Any application
2 asking for more time must show that he worked diligently and used his time well.

3 **IT IS SO ORDERED.**

4 DATED: March 10, 2016

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6 **HONORABLE LARRY ALAN BURNS**
7 United States District Judge

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