

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA

HELENA DIVISION

JAMES MICHAEL WARREN,

Plaintiff,

vs.

CHRIST WYANT,

Defendant.

Cause No. CV 10-00020-H-DWM-RKS

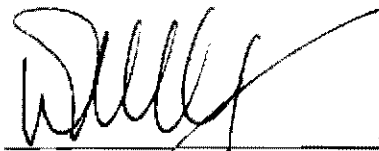
ORDER

Pending is Plaintiff James Warren's Petition for Injunction (dkt # 65). Mr. Warren seeks an Order requiring the Warden of Crossroads Correctional Center to provide him with access to his legal materials, copies, and legal reference books even though he is in the facility's "SMU" (presumably disciplinary segregation). As the Warden is not a party to this action, the Court does not have jurisdiction to issue the requested order. See Price v. City of Stockton, 390 F.3d 1105, 1117 (9th Cir. 2004) (per curiam) ("A federal court may issue an injunction if it has personal jurisdiction over the parties and subject matter jurisdiction over the claim; it may not attempt to determine the rights of persons not before the court.") (citation omitted).

**FILED**  
SEP 23 2011  
By PATRICK E. DUFFY, CLERK  
DEPUTY CLERK, MISSOULA

Accordingly, Mr. Warren's Petition for Injunction (dkt # 65) is DENIED.

DATED this 23<sup>rd</sup> day of September, 2011.



16:23 p.m.

Donald W. Molloy, District Judge  
United States District Court