

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 Case No.: 2:15-cv-00619-JAD-VCF

4 Clarence Gamble,

5 Plaintiff

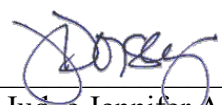
6 **Order Directing Substitution of Parties**
7 **by July 5, 2022**

8 v.

9 Southern Desert Correctional Center, et al.,

10 Defendants

11 Plaintiff's response to the pending motion for summary judgment states that Plaintiff
12 Clarence Gamble has "passed away" and that "his estate was subsequently established by current
13 counsel."¹ To date, however, plaintiff's counsel has not moved to substitute in the estate as the
14 proper plaintiff. Federal Rule of Civil Procedure 25(a)(1) states that "[i]f a party dies and the
15 claim is not extinguished, the court may order substitution of the proper party. . . . If the motion
16 is not made within 90 days after service of a statement noting the death, the action by or against
17 the decedent must be dismissed." Because Gamble's death was noted in plaintiff's April 6,
18 2022, filing, IT IS ORDERED THAT plaintiff's counsel has until July 5, 2022, to file any
19 appropriate substitution motion. Failure to do so may result in the dismissal of this case under
20 Rule 25 without further prior notice.



21 U.S. District Judge Jennifer A. Dorsey
22 April 13, 2022

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28 ¹ ECF No. 116 at 4.