

1 SAC. ECF No. 57 at 3. This Court has since screened the SAC and found that Brothers had
2 viable claims against Neven and Aranas. ECF No. 58 at 2.

3 On September 3, 2020, less than two weeks after the Court screened the SAC, Brothers
4 moved for the issuance of a summons for defendant Romeo Aranas. ECF No. 59.

5 **II. Discussion.**

6 This Court construes Brothers’s motion as one to issue summonses for—and to effect
7 service of process upon—Aranas.¹ When a party proceeds IFP, the Court “shall issue and serve
8 all process.” 28 U.S.C. § 1915(d); *Puett v. Blandford*, 912 F.2d 270, 273 (9th Cir. 1990) (“a party
9 proceeding in forma pauperis is entitled to have the summons and complaint served by the U.S.
10 Marshal.”).² Here, Brothers proceeds IFP and he has viable claims against Aranas. Accordingly,
11 Brothers is entitled to the Court’s aid in issuing and serving all process and the Court will
12 therefore grant his motion.

13 **III. Conclusion.**

14 IT IS THEREFORE ORDERED that Brothers’s motion for a discovery schedule (ECF No.
15 60) is DENIED as moot.

16 IT IS FURTHER ORDERED that Brothers’s motion for issuance of a summons (ECF No.
17 59) is GRANTED.

18 IT IS FURTHER ORDERED that the Clerk of Court is directed to issue a summons, under
19 seal, for defendant Romeo Aranas, using the address filed under seal at ECF No. 15.

20 IT IS FURTHER ORDERED that the Clerk of Court send Brothers two blank copies of
21 form USM-285.

22 IT IS FURTHER ORDERED that Brothers shall have twenty days in which to furnish the
23 U.S. Marshals Service with the required USM-285 forms.³ On the forms, Brothers must leave
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25 ¹ Pro se filings must “be liberally construed.” *Erickson v. Pardus*, 551 U.S. 89, 94 (2007).

26 ² Section 1915(d) dovetails with Rule 4, which provides that upon the request of a plaintiff
27 authorized to proceed in forma pauperis, the Court “must” order “that service be made by a United States marshal or
28 deputy or by a person specifically appointed by the court.” FED. R. CIV. P. 4(c)(3).

³ The U.S. Marshals Service is located at 333 South Las Vegas Boulevard, Suite 2058, Las Vegas,
Nevada 89101.

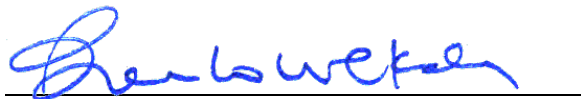
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blank the defendant's last-known addresses. The U.S. Marshals Service will acquire this addresses from the Attorney General's sealed filing at ECF No. 15.

IT IS FURTHER ORDERED that the Clerk of Court serve a copy of this order, the sealed and issued summons, and the operative complaint (ECF No. 49) on the U.S. Marshals Service.

IT IS FURTHER ORDERED that upon receipt of the USM-285 forms from plaintiff, the U.S. Marshal shall, in accordance with Federal Rule of Civil Procedure 4(c)(3), attempt service on defendant Romeo Aranas at his last known addresses, filed under seal at ECF No. 15.

DATED: September 15, 2020.



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE