## UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

TODD ROBBEN,	)	3:13-CV-0438-MMD (VPC)
	)	
Plaintiff,	)	MINUTES OF THE COURT
	)	<b>-</b> 1
VS.	)	February 11, 2014
CARSON CITY, NEVADA, et al.,	)	
Defendants.	) _ )	
PRESENT: THE HONORABLE	E VALERIE P. 0	COOKE, U.S. MAGISTRATE JUDGE
DEPUTY CLERK: LISA	MANN	REPORTER: NONE APPEARING
COUNSEL FOR PLAINTIFF(S): 1	NONE APPEAR	RING
COUNSEL FOR DEFENDANT(S	): <u>NONE APPE</u>	ARING

## MINUTE ORDER IN CHAMBERS:

Before the court is defendants' motion to screen plaintiff's complaint (#21). Plaintiff opposed the motion (#26), and defendants replied (#27).

Plaintiff originated this action by filing a motion for leave to proceed *in forma pauperis* (#0). Shortly thereafter, plaintiff paid the full filing fee of \$400 thereby rendering his motion for *in forma pauperis* moot (#s 3 & 11). Defendants filed an answer (#7), and a discovery plan and scheduling order was issued (#15). Defendants now seek to have plaintiff's complaint screened pursuant to 28 U.S.C. § 1915A.

Plaintiff was not incarcerated at the time of filing this action and paid the full filing fee. This action proceeded in the normal course until plaintiff's recent incarceration. Therefore, the court declines to screen plaintiff's complaint at this stage of the proceeding. Defendants may file a dispositive motion at any stage of the litigation.

Defendants' motion to screen plaintiff's complaint (#21) is **DENIED**.

Plaintiff's motion to stay proceedings (#23) is **DENIED**. Plaintiff may proceed with his case while incarcerated.

## IT IS SO ORDERED.

LANCE S. WILSON, CLERK		
BY:	/s/	
	Deputy Clerk	