



1 additional steps to identify these unserved defendants. However, the OAG has  
2 represented to the Court that it has already undertaken a reasonable inquiry in an attempt  
3 to identify these defendants but was unable to do so. (See ECF No. 18 at 1.) In this Court's  
4 order regarding service, (ECF No. 15), the Court instructed Plaintiff that if service cannot  
5 be accepted for any of the named defendants, Plaintiff must file a motion identifying the  
6 unserved defendants, including specifying a full name and address for the defendants.  
7 (*Id.* at 2.) Thus, to the extent Plaintiff requests that Defendants identify these defendants,  
8 this is an improper request. If Plaintiff can identify these defendants during the course of  
9 discovery, he may file a motion for service with a full name of these defendants. Plaintiff  
10 is reminded that he must perfect service by March 5, 2024, pursuant to Fed. R. Civ. P.  
11 4(m).

12 Consistent with the above, Plaintiff's motion to substitute, (ECF No. 19), is granted  
13 in part and denied in part, such that:

14 **IT IS ORDERED** that a motion to substitute by the decedent's successor or  
15 representative is due on or before **May 6, 2024**, and if such a motion is not filed,  
16 Defendant Martin will be dismissed from this action.

17 **IT IS FURTHER ORDERED** that Plaintiff must effectuate service of Defendants  
18 "Gazzini" and "B. Robinson" by **March 5, 2024**, and if service is not perfected by this date,  
19 these defendants will be dismissed pursuant to Fed. R. Civ. P. 4(m).

20 **IT IS SO ORDERED.**

21 **DATED:** February 6, 2024.

22   
23 **UNITED STATES MAGISTRATE JUDGE**

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