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8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON		
9		COMA	
10	STEVEN DARBY MCDONALD,		
11	Plaintiff,	CASE NO. 3:17-cv-05013-RBL-DWC	
12	v.	ORDER	
13	KENNETH LAUREN, et al.,		
14	Defendant.		
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16	Plaintiff Steven Darby McDonald, procee	eding pro se and in forma pauperis, filed this	
17	civil rights action under 42 U.S.C. § 1983. Plaintiff has filed several motions regarding his		
18	request for injunctive relief. The Court grants the	e Motion to Amend, the Motion for Leave, and	
19	the Motion for Excess Pages. The Court grants i	n part and denies in part the Motion to Consider	
20	Plaintiff's Declaration. The Court also grants De	fendants' Motion to Strike Plaintiff's Legal Face	
21	Sheet.		
22	BACKGROUND		
23	Plaintiff is a Washington State Prisoner currently incarcerated at the Clallam Bay		
24	Corrections Center. See Dkt. 4. He filed his Com	plaint in January of 2017. Dkt. 1. After the	

1	Court ordered service of the Complaint and Defendants filed an Answer, Plaintiff filed a Motion
2	for Preliminary Injunction to Compel Diagnostic Testing and Resumption of Pain Management,
3	to Appoint Private Hepatologist; and Appoint Counsel in which he requested: (1) injunctive
4	relief to obtain diagnostic testing and the resumption of his pain management regimen; (2)
5	appointment of counsel; and (3) appointment of a medical expert. Dkt. 48 at 1 Id. at 22-24.
6	Plaintiff then filed a Motion to Amend His Motion for Injunctive Relief ("Motion to Amend")
7	(Dkt. 51), a Motion for Leave to File Overlength Motion for Preliminary Injunction ("Motion for
8	Leave") (Dkt. 52), a Motion for Leave to File Excess Pages ("Motion for Excess Pages") (Dkt.
9	62), and a Motion to Consider Plaintiff's Declaration (Dkt. 66). ¹ Defendants responded to the
10	Motion to Amend, saying they had no opposition, though requesting the Court also re-note the
11	Motion for Preliminary Injunction. Dkt. 54. Defendants have filed a Response to Plaintiff's
12	Motion for Preliminary Injunction. Dkt. 56. Plaintiff also filed a Legal Face Sheet (Dkt. 75),
13	which Defendants have moved to strike (Dkt. 77).
14	DISCUSSION
15	I. Motion to Amend and Motion to File Excess Pages
16	Plaintiff first filed the Motion to Amend (Dkt. 51) and then filed the Motion for Leave
17	(Dkt. 52). Defendants stated that they do not oppose the Motion to Amend (Dkt. 51), but request
18	that the Court re-note the Motion for Preliminary Injunction. Dkt. 54.
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¹ Also pending before the Court are Plaintiff's: (1) "Motion for Immediate Ruling, which will be addressed by the Court in a separate order (Dkt. 60); (2) Motion to Notify the FBI of Potential CM/ECF Hack, which will be addressed in a separate order (Dkt. 63); (3) Motion to Compel Discovery, which became ready for the Court's consideration on January 12, 2018 (Dkt. 80); (4) Motion to Extend Pretrial Discovery, which is ready for the Court's consideration on January 12, 2018 (Dkt. 85); (5) Motion for Extension of Time, which is ready for the Court's consideration on January 12, 2018 (Dkt. 88); (6) Motion to Vacate General Order 09-16, which will be addressed in a separate Report and Recommendation (Dkt. 91); and (7) Motion to Compel Specific Documents, which is ready

a separate report and recommendation (Dire 91), and (1) instant to co 24 for the Court's consideration on January 12, 2018 (Dkt. 93).

Because Defendants do not object to either Motion, the Court grants both the Motion to
 Amend (Dkt. 51) and the Motion for Leave (Dkt. 52). The Clerk is directed to combine
 Plaintiff's Motion for Injunctive Relief (Dkt. 48) and Motion to Amend (Dkt. 51), and place it on
 the docket as Plaintiff's Amended Motion for Injunctive Relief ("Amended Motion"). Plaintiff
 may supplement the Amended Motion on or before January 5, 2018. Defendants may file a
 response to the Amended Motion and any supplements by January 29, 2018.

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II.

Motion for Leave to File Excess Pages

Plaintiff's Motion for Excess Pages (Dkt. 62) seeks leave to file a reply brief containing
six-pages beyond the limit prescribed by Local Rule 7. Motions for over-length briefs are
generally disfavored, but may be granted under certain conditions. LCR 7(f). The filer must ask
for a specific number of pages and the motion may not be more than two pages. *Id.* Plaintiff
adheres to these requirements. In addition, he only asks for six pages beyond the 12 normally
allowed in a reply brief. Because of this, leave to file excess pages is appropriate. The Court
grants Plaintiff's Motion for Excess Pages (Dkt. 62).

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III. Motion to Consider Plaintiff's Declaration

16 In his Motion to Consider Plaintiff's Declaration, Plaintiff asks the Court to consider his 17 declaration when it makes its determination about his Motion for Preliminary Injunction "at the preliminary injunction hearing scheduled for October 20, 2017." Dkt. 66. The Court has not 18 19 determined whether it will schedule a hearing on the motion for preliminary injunction, but it 20will consider Plaintiff's declaration (Dkt. 49) when it makes its determination about the 21 Amended Motion. Because the Court has not yet decided whether to schedule a hearing and the 22 hearing date referenced by Plaintiff has already passed, the Court denies Plaintiff's Motion to 23 Consider His Declaration (Dkt. 66) "at the preliminary injunction hearing" as moot.

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IV. Defendants' Motion to Strike

2 Defendants have filed a Motion to Strike Plaintiff's Legal Face Sheet. Dkt. 77. Local Rule 7(g) requires that motions to strike should only be filed in conjunction with the response to 3 4 the offending motion or pleading. However, the Court has inherent power to control its own 5 docket. Ready Transportation, Inc. v. AAR Manufacturing, Inc., 627 F.3d 402, 404 (9th Cir. 6 2010). This authority includes the power to strike an item from the docket as a sanction for 7 litigation conduct. Id. Here, the Court has already warned Plaintiff to refrain from name-calling 8 and personal attacks, and has further warned Plaintiff the Court may decline to consider 9 documents containing offensive language. Dkt. 59 at 5-6. Nonetheless, Plaintiff has filed a 10 document calling members of the Department of Corrections "Sex Freeks [sic]," a "Dope Fiend," 11 a "Horn Dog," as well as Nazis and member of the KKK. Dkt. 75 at 1-3. Because of this 12 offensive language, and because the Court has already put Plaintiff on notice, the Court uses its 13 authority to strike items from its docket as a sanction and grants Defendants Motion to Strike. 14 Dkt. 77. Plaintiff's Legal Face Sheet is stricken. Plaintiff may include information contained in 15 the Legal Face Sheet relevant to his Amended Motion in his supplement on or before January 5, 16 2017. However, if Plaintiff includes any offensive language, name-calling, or personal attacks in 17 any future filings, the Court will exercise its authority to strike them as a sanction.

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CONCLUSION

For the reasons noted above, Plaintiff's Motion to Amend (Dkt. 51) and Motion for
Leave (Dkt. 52) are granted. The Clerk is directed to combine Plaintiff's Motion for Injunctive
Relief (Dkt. 48) and Motion to Amend (Dkt. 51) and place it on the docket as Plaintiff's
Amended Motion for Preliminary Injunction.

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1	The Clerk is further directed to note the Amended Motion for February 2, 2018. Plaintiff
2	has leave to file a supplement to his Amended Motion on or before January 5, 2018. Defendants
3	may file a Supplemental Answer to the Amended Motion and any supplement filed by the
4	Plaintiff on or before January 29, 2018.
5	Plaintiff's Motion to File Excess Pages (Dkt. 62) is granted. Plaintiff may file a reply
6	brief no more than six pages beyond the standard 12 page requirement.
7	Plaintiff's Motion to Consider His Declaration (Dkt. 66) is denied as to it being
8	considered "at the preliminary injunction hearing" but is granted in part as the Court will
9	consider the declaration when considering the Amended Motion for Preliminary Injunction.
10	Finally, Defendants' Motion to Strike (Dkt. 77) is granted. The Clerk is directed to strike
11	Plaintiff's Legal Face Sheet (Dkt. 75) from the docket. The Clerk is further instructed to
12	watermark each page of Plaintiff's Legal Face Sheet (Dkt. 75) as "stricken." The Clerk is finally
13	directed to place Plaintiff's Legal Face Sheet (Dkt. 75) under seal.
14	Dated this 21st day of December, 2017.
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16	David W. Christel
17	United States Magistrate Judge
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