

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CIVIL MINUTES - GENERAL**

Case No.	EDCV 13-0673-VAP (JEM)	Date	October 2, 2014
Title	Jonathan Birdt v. San Bernardino Sheriffs Department		

Present: The Honorable	John E. McDermott, United States Magistrate Judge
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S. Anthony

Deputy Clerk

Court Reporter / Recorder

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

**Proceedings: (IN CHAMBERS) ORDER RE REQUEST FOR ORDER COMPELLING DEFENDANT TO SHOW CAUSE AS TO WHY HE WILL NOT ACCEPT AND PROCESS PLAINTIFF'S APPLICATION IN ACCORDANCE WITH STATUTE (Docket No. 118)**

Plaintiff Jonathan Birdt's Request For Order Compelling Defendant To Show Cause As To Why He Will Not Accept And Process Plaintiff's Application In Accordance With Statute ("Request") is DENIED without prejudice because it is premature. The Court currently is considering Defendant Sheriff McMahon's Objections to the September 3, 2014 Report and Recommendation ("R&R"). Even when the Court completes its review of McMahon's Objections, the District Judge will have to rule on the pending motions for summary judgment and the motion to dismiss addressed in the R&R. The Court will not address Plaintiff's Request until the above matters are resolved.

cc: Parties

Initials of Preparer

sa