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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 LOUIS RALPH PICART,
12 Plaintiff,

13 v.

14 M. BARRON,
15 Defendant.
16

No. 2:18-CV-1842-TLN-DMC-P

ORDER

17 Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to
18 42 U.S.C. § 1983. Pending before the Court is Defendant's motion, ECF No. 40, for leave to take
19 Plaintiff's deposition by video conference. A review of the docket reflects that Defendant has
20 filed a motion for summary judgment supported in part by the transcript of Plaintiff's deposition
21 taken by video conference on December 3, 2020. See ECF No. 45-4, pgs. 4-14 (transcript of
22 Plaintiff's deposition provided as "Attachment 1" to Defendant's motion for summary judgment).
23 Defendant's motion is, therefore, denied as moot.

24 IT IS SO ORDERED.

25
26 Dated: May 5, 2021



27 DENNIS M. COTA
28 UNITED STATES MAGISTRATE JUDGE