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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

HOMER TYRONE LEWIS,	1:10-CV-00266-OWW-DLB PC
Plaintiff,	ORDER ADOPTING FINDINGS AND RECOMMENDATIONS IN FULL AND DISMISSING CERTAIN CLAIMS
v.	(DOC. 13)
DERRAL G. ADAMS, et al.,	
Defendants.	

Plaintiff Homer Tyrone Lewis ("plaintiff") is a California state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On December 17, 2010, the Magistrate Judge filed a [Findings and Recommendations](#) which was served on Plaintiff and which contained notice to Plaintiff that any objection to the Findings and Recommendations was to be filed within twenty-one days. Plaintiff did not choose to file an Objection to the Findings and Recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1), this Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the Court finds the Findings

1 and Recommendations to be supported by the record and by proper
2 analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The [Findings and Recommendations](#), filed December 17,
5 2010, is adopted in full;
- 6 2. This action proceed on Plaintiff's first amended
7 complaint against Defendants Adams, Junious, Lopez,
8 Davis, Morrison, Tamayo, Johnson, and De Azevedo for
9 deliberate indifference in violation of the Eighth
10 Amendment and against Defendants Adams, Junious, Lopez,
11 and Davis for retaliation in violation of the First
12 Amendment;
- 13 3. Plaintiff's other claims are dismissed for failure to
14 state a claim upon which relief may be granted; and
- 15 4. Defendant Corbin is dismissed from this action.

16 IT IS SO ORDERED.

17 **Dated: March 4, 2011**

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE