



1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this Court has conducted a  
2 *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the  
3 Findings and Recommendations to be supported by the record and by proper analysis.

4 Accordingly, it is HEREBY ORDERED that:

- 5 1. Plaintiff's motion to proceed on the Findings and Recommendation, filed  
6 November 29, 2016 (Doc. 24), is granted;
- 7 2. the Findings and Recommendations, filed November 10, 2016 (Doc. 23), is  
8 adopted in full;
- 9 3. this action shall proceed on Plaintiff's Second Amended Complaint, filed on May  
10 23, 2016 (Doc. 20), against Defendant Dr. Hasta for deliberate indifference to  
11 Plaintiff's serious medical needs in violation of the Eight Amendment;
- 12 4. all other Defendants and claims are dismissed for Plaintiff's failure to state a claim  
13 upon which relief may be granted;
- 14 5. the Clerk's Office shall terminate Defendants "Medical Service Doctor," "LVN,"  
15 and "RN" and shall add "Dr. Hasta" as a Defendant on the docket of this action;
- 16 6. this action shall hereafter be captioned "Monico J. Quiroga, III v. Dr. Hasta;" and  
17 7. the action is referred back to the Magistrate Judge for further proceedings.

18  
19 IT IS SO ORDERED.

20 Dated: November 30, 2016

/s/ Lawrence J. O'Neill  
UNITED STATES CHIEF DISTRICT JUDGE