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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CASEY WATKINS,
Plaintiff,
v.
CHAD GREENWOOD, et al.,
Defendants.

Case No. 1:16-cv-00850-LJO-SAB
ORDER ADOPTING FINDINGS AND
RECOMMENDATION AND DISMISSING
CERTAIN CLAIMS FOR FAILURE TO
STATE A COGNIZABLE CLAIM FOR
RELIEF AND REFERRING MATTER
BACK TO MAGISTRATE JUDGE TO
INITIATE SERVICE OF PROCESS
PROCEEDINGS
(ECF Nos. 12, 13)

Plaintiff Casey Watkins is appearing pro se and in forma pauperis 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 November 22, 2016, the Magistrate Judge filed a findings and recommendations (F&Rs) recommending dismissal of certain claims for failure to state a claim. The F&Rs were served on Plaintiff and contained notice that any objections were to be filed within thirty days from the date of service. On December 8, 2016, Plaintiff filed a document entitled “Objections to Magistrate Judge’s F & R”.

In his “objection”, Plaintiff states that he does not object to the F&Rs but requests that the court order service of process on the defendants and requests a copy of the Local Rules that

1 would apply to this action.

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

5 Accordingly, IT IS HEREBY ORDERED that:

6 1. The findings and recommendations, filed November 22, 2016, is ADOPTED IN
7 FULL;

8 2. This action shall proceed against Defendants Greenwood and Sims in their
9 individual capacities for excessive force in violation of the Fourth Amendment;

10 3. All other claims are DISMISSED from the action for failure to state a cognizable
11 claim for relief; and

12 4. This matter is referred back to the Magistrate Judge to initiate service of process
13 proceedings and address Plaintiff's request for a copy of the Local Rules.

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15 IT IS SO ORDERED.

16 Dated: December 12, 2016

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

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