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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

LEROY ARTHUR ANDREOZZI,

No. CIV S-09-1192-JAM-CMK-P

Plaintiff,

vs.

ORDER

CALIFORNIA DEPARTMENT OF
CORRECTIONS, et al.,

Defendants.

_____ /

Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to Eastern District of California local rules.

On May 4, 2010, the Magistrate Judge filed findings and recommendations herein which were served on the parties and which contained notice that the parties may file objections within a specified time. No objections to the findings and recommendations have been filed.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the Magistrate Judge's analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed May 4, 2010, are adopted in full;

2. The following defendants are dismissed from this action as the amended complaint fails to state a claim against them: California Department of Corrections, California Medical Facility Vacaville, M. Beais, B. Cocaran, J. Richard, Pudding, S. Jimenez, Garcia, and D. Mobley; and

3. This action shall proceed against defendant Lesane only.

DATED: June 17, 2010

/s/ John A. Mendez

U. S. DISTRICT COURT JUDGE