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

GREGORY RALPH ABRARIA,

Plaintiff,

No. 2:12-cv-0469 AC P

vs.

SUSAN GEORGE, *et al.*,

Defendants.

ORDER AND

FINDINGS & RECOMMENDATIONS

\_\_\_\_\_ /

By order filed August 13, 2012, plaintiff's amended complaint was dismissed, and he was granted thirty days leave to file a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. Thirty days from that date have now passed, and plaintiff has not filed a petition for writ of habeas corpus or otherwise responded to the court's order.

Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court assign a district judge to this case; and

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within twenty-

1 eight days after being served with these findings and recommendations, plaintiff may file written  
2 objections with the court. The document should be captioned "Objections to Magistrate Judge's  
3 Findings and Recommendations." Plaintiff is advised that failure to file objections within the  
4 specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951  
5 F.2d 1153 (9th Cir. 1991).

6 DATED: December 7, 2012.

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10 ALLISON CLAIRE  
11 UNITED STATES MAGISTRATE JUDGE

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