1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 No. 2:12-cv-1518-TLN-EFB P LATHAHN McELROY, 12 Plaintiff, 13 v. ORDER 14 GUSTAFSON, et al., 15 Defendants. 16 17 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 18 19 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20 On September 22, 2015, the magistrate judge filed findings and recommendations herein 21 which were served on all parties and which contained notice to all parties that any objections to 22 the findings and recommendations were to be filed within fourteen days. After an extension of time, Plaintiff has filed objections to the findings and recommendations. 23 24 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this 25 Court has conducted a <u>de novo</u> review of this case. Having carefully reviewed the entire 26 file, the Court finds the findings and recommendations to be supported by the record and by 27 proper analysis. 28 ///// 1

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## Accordingly, IT IS HEREBY ORDERED that:

- 1. The findings and recommendations filed September 22, 2015, are adopted in full; and
- 2. Plaintiff's motion for leave to amend (ECF No. 98) is denied.

So ordered.

Dated: December 4, 2015

Troy L. Nunley

United States District Judge