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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

CLIFFORD PAYNE,
Plaintiff,
v.
CALIFORNIA DEPARTMENT
OF CORRECTIONS AND
REHABILITATION,
Defendant.


) Case No. CV 15-2815-PA (SP)
)
) **ORDER ACCEPTING FINDINGS AND**
) **RECOMMENDATION OF UNITED**
) **STATES MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Second Amended Complaint, records on file, and the Report and Recommendation of the United States Magistrate Judge. Plaintiff has not filed any written Objections to the Report within the time permitted. The Court accepts the findings and recommendation of the Magistrate Judge.

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1 IT IS THEREFORE ORDERED that defendant's Motion to Dismiss (docket
2 no. 50) is granted, and Judgment will be entered dismissing the Second Amended
3 Complaint and this action without leave to amend.

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5 DATED: November 19, 2018

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9 Percy Anderson
10 UNITED STATES DISTRICT JUDGE
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