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

NORRIS LEE,

Plaintiff,

vs.

1: 02 CV 5037 LJO WMW PC

ORDER RE FINDINGS AND
RECOMMENDATIONS (DOC 18)

E. ALAMEIDA, et al.,

Defendants.

On August 20, 2008, findings and recommendations were entered, recommending dismissal of this action for Plaintiff's failure to file an amended complaint. On August 26, 2008, Plaintiff filed an amended complaint. On September 17, 2008, Plaintiff filed objections to the findings and recommendations.

Accordingly, IT IS HEREBY ORDERED that the findings and recommendations entered on August 20, 2008, are vacated.

IT IS SO ORDERED.

Dated: February 5, 2009

/s/ William M. Wunderlich
UNITED STATES MAGISTRATE JUDGE