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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CEDRIC R. ALLEN,
Plaintiff,
v.
J. RIVERA, et al.,
Defendants.

Case No. 1:05-cv-00146-AWI-SAB
ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS RECOMMENDING
DENYING DEFENDANTS’ MOTION FOR
SUMMARY JUDGMENT
(ECF Nos, 53 & 73)

Plaintiff Cedric R. Allen is a state prisoner appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

Currently before the Court is Defendants’ motion for summary judgment. (ECF No. 53.) On May 1, 2013, the Magistrate Judge issued a findings and recommendations recommending denying Defendants’ motion for summary judgment. (ECF No. 73.) The parties did not file any objections to the findings and recommendations.

Pursuant to 28 U.S.C. § 636(b)(1)(C), the Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the Court finds the findings and recommendations to be supported by the record and by proper analysis.

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Accordingly, it is HEREBY ORDDERED that:

1. The Court adopts the findings and recommendations filed on May 1, 2013, in full;
and
2. This matter is referred back to the Magistrate Judge to set this matter for trial.

IT IS SO ORDERED.

Dated: June 26, 2013



SENIOR DISTRICT JUDGE