

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

11 STEVEN VLASICH, 1:05-cv-01615-LJO-GSA-PC
12 Plaintiff,
13 vs.
14 DR. TIMOTHY FISHBACK, et al., ORDER ADOPTING FINDINGS
15 Defendants. ORDER GRANTING DEFENDANT
FISHBACK'S MOTION FOR
SUMMARY JUDGMENT
(Docs. 124, 125.)

20 On August 31, 2010, findings and recommendations were entered, recommending
21 that the motion for summary judgment filed on January 25, 2010 by defendant Dr. Timothy Fishback
22 be granted. (Doc. 157.) On October 18, 2010, plaintiff filed objections to the findings and
23 recommendations. (Doc. 162.)

24 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 304,
25 this court has conducted a de novo review of this case. Having carefully reviewed the entire file,
26 including plaintiff's objections, the court finds the findings and recommendations to be supported by
27 the record and proper analysis.

Accordingly, THE COURT HEREBY ORDERS that:

2 1. The Findings and Recommendations issued by the Magistrate Judge on August 31,
3 2010, are ADOPTED in full;

4 2. Defendant Dr. Timothy Fishback's motion for summary judgment, filed on January
5 25, 2010, is GRANTED;

6 3. Summary judgment is GRANTED in favor of defendant Dr. Timothy Fishback;

7 4. This action now proceeds only against defendants Dr. Jesus Juarez and Dr. Simon

8 Villa; and

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9 5. The Clerk of Court is directed to reflect on the court's docket the termination of
10 defendant Fishback from this action.

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12 IT IS SO ORDERED.

13 || Dated: October 28, 2010

/s/ **Lawrence J. O'Neill**
UNITED STATES DISTRICT JUDGE