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

JESS RICO MARTINEZ,

Plaintiff,

1: 06 CV 01074 OWW WMW PC

vs.

ORDER RE: FINDINGS &
RECOMMENDATIONS (#46)

BILL WITTMAN, et al.,

Defendants.

Plaintiff is a state prisoner proceeding pro se in this civil rights action. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 72-302.

On February 4, 2010, [findings and recommendations](#) were entered, recommending denial of Plaintiff’s motion for summary judgment. Plaintiff was provided an opportunity to file objections within thirty days. On February 22, 2010, plaintiff filed objections to the findings and recommendations.

In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 73-305, this 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 proper analysis.

1 Accordingly, THE COURT HEREBY ORDERS that:

- 2 1. The Findings and Recommendations issued by the Magistrate Judge on
3 February 4, 2010, are adopted in full; and
4 2. Plaintiff's motion for summary judgment is denied.

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10 IT IS SO ORDERED.

11 Dated: March 10, 2010

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