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

LAURA L. MEDLEY,

Plaintiff,

vs.

DR. IYER,

Defendant.

1:08-cv-00517-AWI-SMS (PC)

ORDER ADOPTING FINDINGS
AND RECOMMENDATION
(Doc. 7.)

ORDER DISMISSING ACTION,
WITH PREJUDICE, FOR FAILURE
TO OBEY A COURT ORDER AND
FAILURE TO STATE A CLAIM

ORDER FOR THIS DISMISSAL TO
COUNT AS A STRIKE UNDER 28
U.S.C. § 1915(g)

ORDER FOR CLERK TO CLOSE
CASE

_____ /

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 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.

On January 6, 2010, the Magistrate Judge issued Findings and a Recommendation herein which were served on plaintiff and which contained notice to plaintiff that any objections to the Findings and Recommendation were to be filed within thirty (30) days. To date, plaintiff has not filed objections to the Magistrate Judge’s Findings and Recommendation.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 305, this Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the Court finds the Findings and Recommendation to be supported by the record and by proper

1 analysis.

2 Accordingly, IT IS HEREBY ORDERED that:

- 3 1. The Findings and Recommendation issued on January 6, 2010, are ADOPTED
- 4 IN FULL;
- 5 2. This action is DISMISSED, with prejudice, based on plaintiff's failure to obey
- 6 the court's order of January 6, 2010 and failure to state a claim;
- 7 3. This dismissal shall count as a strike under 28 U.S.C. § 1915(g); and
- 8 4. The Clerk is directed to close this case.

9
10 IT IS SO ORDERED.

11 **Dated: April 5, 2010**

12 **/s/ Anthony W. Ishii**
13 **CHIEF UNITED STATES DISTRICT JUDGE**