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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

FRANCISCO GIL,

Plaintiff,

v.

JAMES A. YATES, et al.,

Defendants.

CASE NO. 1:09-CV-00552-AWI-DLB PC

ORDER ADOPTING FINDINGS AND  
RECOMMENDATION AND DENYING  
PLAINTIFF’S MOTION FOR ACCESS TO  
LAW LIBRARY AS MOOT

(Documents #33 & #41)

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Plaintiff Francisco Gil (“Plaintiff”) is a former California state prisoner. Plaintiff is proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. This action is proceeding on Plaintiff’s second amended complaint against Defendant Amadi. On April 9, 2010, Plaintiff filed a motion for access to the law library. Doc. [33](#). 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, 2011, the Magistrate Judge filed a [Findings and Recommendations](#) which was served on Plaintiff and which contained notice to Plaintiff that any objection to the Findings and Recommendations was to be filed within twenty-one days. Plaintiff did not file a timely Objection to the Findings and Recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1), 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 by proper analysis.

1 Accordingly, IT IS HEREBY ORDERED that:

- 2 1. The [Findings and Recommendations](#), filed January 6, 2011, is adopted in full; and  
3 2. Plaintiff's [motion](#) for access to the law library, filed April 9, 2010, is denied as  
4 moot.

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6 IT IS SO ORDERED.

7 Dated: March 14, 2011

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CHIEF UNITED STATES DISTRICT JUDGE