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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GEORGE BERRY STRONG,

CASE NO. 1:09-cv-00821-AWI-BAM PC

Plaintiff,

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DISMISSING
PLAINTIFF’S FEDERAL CLAIMS AND
REMANDING ACTION TO KINGS COUNTY
SUPERIOR COURT

v.

O. BEREGOVSKAYA,

Defendant.

(ECF No. 17)

Plaintiff George Berry Strong (“Plaintiff”) is a state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. Defendants removed this matter from Kings County Superior Court on May 7, 2009. 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 September 1, 2011, the Magistrate Judge issued [findings and recommendations](#) recommending that the federal claims be dismissed for failure to state a claim and the action be remanded to Kings County Superior Court for resolution of any remaining state law claims. The parties were given thirty days within which to file objections, and none were filed.

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

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations, filed September 1, 2011, is adopted in full;
2. The federal claims in this action, are dismissed, with prejudice, based on Plaintiff’s failure to state a claim upon which relief may be granted under section 1983; and

1 3. The Clerk of the Court is directed to remand the case to Kings County Superior Court
2 and to close this case.

3 IT IS SO ORDERED.

4 Dated: November 8, 2011


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6 CHIEF UNITED STATES DISTRICT JUDGE

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