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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
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10 MICHAEL GONZALES,

1:10-cv-00393-LJO-MJS (PC)

11 Plaintiff,

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DISMISSING
CERTAIN CLAIMS AND DEFENDANTS

12 v.

13 R. CORTEZ, et al.,

(ECF No. 18)

14 Defendants.
15 _____/

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17 Plaintiff Michael Gonzales is a state prisoner proceeding pro se in a civil rights action
18 pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge
19 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On February 1, 2013, the Magistrate Judge filed a Findings and Recommendations,
21 recommending dismissal of certain of Plaintiff's claims and Defendants. (ECF No. 18.) Plaintiff
22 has failed to file objections.

23 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this
24 Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the
25 Court finds the Findings and Recommendations to be supported by the record and by proper
26 analysis.

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1 Accordingly, IT IS HEREBY ORDERED that:

- 2 1. The Findings and Recommendations, filed February 1, 2013, are adopted in full;
3 2. Plaintiff be allowed to proceed on his Eighth Amendment excessive force claim
4 against Defendant Castro; and
5 3. All of Plaintiff's remaining claims and the remaining Defendants be DISMISSED
6 from this action.

7 IT IS SO ORDERED.

8 **Dated: March 1, 2013**

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