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2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF CALIFORNIA
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8 ESS ‘NN AUBERT,

9 Plaintiff,

10 vs.

11 H. ROBLES,

12 Defendant.
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Case No. 1:10 cv 00565 LJO GSA PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS
(ECF No. 37)

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17 Plaintiff is a state prisoner proceeding pro se in this civil rights action pursuant to 42
18 U.S.C. § 1983. This proceeding was referred to this court by Local Rule 302 pursuant to 28
19 U.S.C. § 636(b)(1).
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21 On November 15, 2013, [findings and recommendations](#) were entered, recommending that
22 Defendant’s motion for summary judgment be denied. The parties were provided an opportunity
23 to file objections within thirty days. No objections to the findings and recommendations have
24 been filed.
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26 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 305, this
27 Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the
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1 Court finds the findings and recommendations to be supported by the record and proper analysis.

2 Accordingly, THE COURT HEREBY ORDERS that:

3 1. The findings and recommendations issued by the Magistrate Judge on November 15,
4 2013, are adopted in full.

5 2. Defendant's motion for summary judgment is denied.

6 3. This action is referred to the Magistrate Judge for pretrial proceedings.

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9 IT IS SO ORDERED.

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11 /s/ Lawrence J. O'Neill

Dated: December 19, 2013

12 UNITED STATES DISTRICT JUDGE