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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE EASTERN DISTRICT OF CALIFORNIA
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8 PERCY STOCKTON,

1:10-cv-00636-OWW-GSA-PC

9 Plaintiff,

ORDER VACATING FINDINGS
AND RECOMMENDATIONS OF
JULY 30, 2010
(Doc. 10.)

10 vs.

11 STATE OF CALIFORNIA, et al.,

12 Defendants.
13
14 _____/

15 Percy Stockton ("plaintiff") is a prisoner proceeding pro se and in forma pauperis with this
16 civil rights action pursuant to 42 U.S.C. § 1983.

17 On July 30, 2010, Findings and Recommendations issued, recommending that this action be
18 dismissed for plaintiff's failure to obey the court's order of April 14, 2010 which ordered him to
19 either submit a certified copy of his prison trust account statement, or pay the \$350.00 filing fee for
20 this action. (Doc. 10.) Plaintiff was granted an opportunity to file objections to the Findings and
21 Recommendations within thirty days. On August 30, 2010, Plaintiff submitted a certified copy of his
22 prison trust account statement. (Doc. 12.) Due to Plaintiff's compliance with the April 14, 2010
23 order, the Findings and Recommendations shall be vacated.

24 Accordingly, IT IS HEREBY ORDERED that the Findings and Recommendations which
25 issued on July 30, 2010, are VACATED.

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27 IT IS SO ORDERED.

28 **Dated: September 17, 2010**

/s/ Gary S. Austin

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UNITED STATES MAGISTRATE JUDGE