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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

STEVEN A. MARTIN,
Plaintiff,
v.
DERRAL G. ADAMS, et al.,
Defendants.

Case No. 1:10-cv-01153 AWI-JLT (PC)

**ORDER VACATING FINDINGS AND
RECOMMENDATIONS TO DISMISS
PLAINTIFF’S COMPLAINT FOR
FAILURE TO PROSECUTE AND
FAILURE TO COMPLY WITH THE
COURT’S ORDER**

(Doc. 10).

Plaintiff, Steven Martin, is a state prisoner proceeding pro se and in forma pauperis with a civil action pursuant to 42 U.S.C. § 1983. On May 8, 2012, this Court issued Findings and Recommendations to dismiss Plaintiff’s Complaint, as Plaintiff had failed to file his First Amended Complaint (“FAC”) within the time frame ordered by the Court. (Doc. 9). Three days later, Plaintiff filed his First Amended Complaint. (Doc. 11).

On its own motion, the Court hereby ORDERS the Findings and Recommendations issued May 8, 2012 (Doc. 10) VACATED. The Court will screen Plaintiff’s FAC in due course.

IT IS SO ORDERED.

Dated: May 24, 2012

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE