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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

PAUL C. HAMILTON,  
Plaintiff,  
v.  
J. A. YATES, et al.,  
Defendants.

Case No. 1:10-cv-01925-LJO-MJS (PC)  
ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS AND DENYING  
DEFENDANTS YATES, MATTINGLY,  
TRIMBLE, AND SPEARMAN’S MOTION  
TO DISMISS  
ECF No. 35

Plaintiff Paul C. Hamilton (“Plaintiff”), a California state prisoner, filed this civil rights action pursuant to 42 U.S.C. § 1983 on July 14, 2008. 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 July 26, 2013, the Magistrate Judge filed a Findings and Recommendations, recommending that Defendants Yates, Mattingly, Trimble, and Spearman’s motion to dismiss be denied. (ECF No. 35.) The parties have not filed any objections.

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

5 Accordingly, IT IS HEREBY ORDERED that:

- 6 1. The Findings and Recommendations, filed July 26, 2013, are adopted in full; and
- 7 2. Defendants Yates, Mattingly, Trimble, and Spearman's motion to dismiss (ECF  
8 No. 25) is DENIED.

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11 IT IS SO ORDERED.

12 Dated: September 10, 2013

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