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

BOBBY W. FULLER,
Plaintiff,
vs.

A. HEDGPETH, et al.,

Defendants.

1:10-cv-01929-AWI-GSA-PC
ORDER ADOPTING FINDINGS
AND RECOMMENDATIONS
(Doc. 12.)
ORDER DISMISSING ACTION, WITH
PREJUDICE, FOR FAILURE TO STATE
A CLAIM
ORDER THAT DISMISSAL IS SUBJECT
TO 28 U.S.C. § 1915(g)
ORDER DIRECTING CLERK TO CLOSE CASE

Bobby W. Fuller (“Plaintiff”) is a state prisoner proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983. 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 January 6, 2012, findings and recommendations were entered, recommending that this action be dismissed based on Plaintiff’s failure to state a claim upon which relief may be granted under § 1983. Plaintiff was provided an opportunity to file objections to the findings and recommendations within thirty days. To date, Plaintiff has not filed objections or otherwise responded to the findings and recommendations.

1 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) 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 proper analysis.

4 Accordingly, THE COURT HEREBY ORDERS that:

- 5 1. The Findings and Recommendations issued by the Magistrate Judge on January 6,
6 2012, are adopted in full;
- 7 2. This action is dismissed, with prejudice, based on Plaintiff's failure to state a claim
8 upon which relief may be granted under § 1983;
- 9 3. All pending motions are DENIED as moot;
- 10 4. This dismissal is subject to the "three-strikes" provision set forth in 28 U.S.C. §
11 1915(g); and
- 12 5. The Clerk of the Court is directed to close this case.

13 IT IS SO ORDERED.

14 Dated: April 27, 2012


15 CHIEF UNITED STATES DISTRICT JUDGE

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