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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 LARRY CORTINAS,
12 Plaintiff,
13 v.
14 MORA,
15 Defendant.
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Case No. 1:10-cv-02270 LJO DLB PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATION AND GRANTING
MOTION TO SET ASIDE DEFAULT
JUDGMENT
[ECF Nos. 34, 40]

ORDER DIRECTING DEFENDANT MORA
TO FILE AN ANSWER TO THE FIRST
AMENDED COMPLAINT

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18 Plaintiff Larry William Cortinas, a state prisoner proceeding pro se and in forma
19 pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on December 7, 2010. The
20 matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and
21 Local Rule 302.

22 On January 16, 2015, the Magistrate Judge issued Findings and Recommendations that
23 recommended Defendant Mora's motion to set aside default judgment be GRANTED, and
24 Defendant Mora be DIRECTED to file an answer. The Findings and Recommendations were
25 served on all parties and contained notice that any objections were to be filed within thirty (30)
26 days. Over thirty days have passed and no party has filed objections.

27 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this Court has conducted
28 a de novo review of this case. Having carefully reviewed the entire file, the Court finds that the

Findings and Recommendations are supported by the record and by proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The Findings and Recommendations, filed January 16, 2015, are ADOPTED in full;
2. Defendant Mora's motion to set aside default judgment is GRANTED; and
3. Defendant Mora is DIRECTED to file an answer to the First Amended Complaint within thirty (30) days of the date of service of this Order.

IT IS SO ORDERED.

Dated: February 23, 2015

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