UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

| ERIC WHEELER, |) 1:12cv00861 LJO DLB PC |
|--------------------------|-------------------------------------------------------------------|
| Plaintiff, |) ORDER ADOPTING FINDINGS AND RECOMMENDATIONS AND DENYING |
| vs. |) PLAINTIFF'S MOTION TO STAY) TRANSFER |
| KATHLEEN ALISON, et al., |) (Document 104) |
| Defendants. |) |

Plaintiff Eric Wheeler ("Plaintiff") is a state prisoner proceeding pro se and in forma pauperis in this civil rights action. Plaintiff filed his complaint on May 25, 2012.

On May 21, 2014, Plaintiff filed a document in which he requests that the Court issue an order staying his pending transfer. The Court construed this as a motion for a preliminary injunction. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

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On May 23, 2014, the Court issued <u>Findings and Recommendations</u> that Plaintiff's motion be denied. The Findings and Recommendations were served on the parties and contained notice that any objections were to be filed within thirty (30) days. Neither party has filed objections.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this Court has conducted a <u>de novo</u> review of this case. Having carefully reviewed the entire file, the Court finds that the Findings and Recommendations are supported by the record and proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

- 1. The Findings and Recommendations, filed on May 23, 2014, are adopted in full; and
- 2. Plaintiff's motion to stay his pending transfer (Document 102) is DENIED. IT IS SO ORDERED.

Dated: July 8, 2014 /s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE