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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GERALDINE DARDEN,
Plaintiff,
vs.
S. DRISCOLL, et al.,
Defendants.

1:12-cv-01001 LJO GSA PC
FINDINGS AND RECOMMENDATION
THAT DEFENDANTS SPENCER AND
BLACKFORD BE DISMISSED FROM THIS
ACTION
OBJECTIONS DUE IN TWENTY DAYS

I. Screening Requirement

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.

By order filed April 9, 2015, the Court issued an order finding that the first amended complaint stated a claim against Defendant Driscoll for deliberate indifference to her serious medical needs, but failed to state a claim against Defendants Blackford and Spencer. Plaintiff was provided an opportunity to either file a second amended complaint or notify the Court of her willingness to proceed on the claims found by the Court to be cognizable. On May 13, 2015, Plaintiff filed a notice, indicating that she intends to proceed against Dr. Driscoll and that she “agrees to remove Todd Spencer, M.D. and Donald Blackford, M.D. from this complaint.”

