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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 CORNELL BROWN,

12 Plaintiff,

13 vs.

14 R. HARRIS, et al.,

15 Defendants.
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1:12-cv-01472-LJO-GSA-PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS
(Doc. 52; also resolves Doc. 39.)

ORDER DENYING DEFENDANTS' RULE
12(b)(6) MOTION TO DISMISS
(Doc. 22.)

ORDER REQUIRING DEFENDANTS TO
FILE ANSWER WITHIN THIRTY DAYS

20 Cornell Brown ("Plaintiff") is a state prisoner proceeding pro se in this civil rights
21 action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate
22 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

23 On June 9, 2014, [findings and recommendations](#) were entered, recommending that
24 Defendants' Rule 12(b)(6) motion to dismiss be granted. (Doc. 52.) The parties were granted
25 an opportunity to file objections to the findings and recommendations within thirty days. To
26 date, no objections have been filed.

27 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 304, this
28 Court has conducted a de novo review of this case. Having carefully reviewed the entire file,

1 the Court finds the findings and recommendations to be supported by the record and proper
2 analysis.

3 Accordingly, THE COURT HEREBY ORDERS that:

- 4 1. The Findings and Recommendations issued by the Magistrate Judge on June 9,
5 2014, are ADOPTED IN FULL;
- 6 2. Defendants' Rule 12(b)(6) motion to dismiss, filed on December 6, 2013, is
7 DENIED;
- 8 3. Defendants are required to file an Answer to the Complaint within thirty days of
9 the date of service of this order; and
- 10 4. This case is referred back to the Magistrate Judge for further proceedings.

11 IT IS SO ORDERED.

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13 Dated: July 18, 2014

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