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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

ZANE HUBBARD,	)	Case No.: 1:14-cv-00278-AWI-SAB (PC)
	)	
Plaintiff,	)	
	)	<b>FINDINGS AND RECOMMENDATION</b>
v.	)	<b>RECOMMENDING DISMISSAL OF ACTION</b>
	)	<b>FOR FAILURE TO STATE A COGNIZABLE</b>
SGT. GARCIA, et al.,	)	<b>CLAIM UPON WHICH RELIEF MAY BE</b>
	)	<b>GRANTED</b>
Defendants.	)	
	)	[ECF No. 8]
	)	

Plaintiff Zane Hubbard is appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983.

On June 17, 2014, the undersigned screened Plaintiff’s complaint and dismissed it for failure to state a claim under section 1983. Plaintiff was ordered to file an amended complaint within thirty days. More than thirty days have passed and Plaintiff failed to comply with or otherwise respond to the order. As a result, there is no pleading on file which sets forth any claims upon which relief may be granted.

Accordingly,

IT IS HEREBY RECOMMENDED that pursuant to 28 U.S.C. § 1915A and 28 U.S.C. § 1915(e), this action is HEREBY DISMISSED based on Plaintiff’s failure to state a claim upon which relief may be granted under section 1983.

1           These Findings and Recommendations will be submitted to the United States District Judge  
2 assigned to the case, pursuant to the provisions of Title 28 U.S.C. § 636(b)(1). Within **fifteen (15)**  
3 **days** after being served with these Findings and Recommendations, Plaintiff may file written  
4 objections with the Court. The document should be captioned "Objections to Magistrate Judge's  
5 Findings and Recommendations." Plaintiff is advised that failure to file objections within the specified  
6 time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th  
7 Cir. 1991).

8  
9 IT IS SO ORDERED.

10 Dated: August 6, 2014



UNITED STATES MAGISTRATE JUDGE