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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

OMAR JEFFERSON,
Plaintiff,

v.

CDCR, et al.,
Defendants.

Case No. 1:14-cv-00869 AWI-SAB-PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS
(ECF No.11)

ORDER REFERRING ACTION TO
MAGISTRATE JUDGE FOR SERVICE OF
PROCESS

Plaintiff is a state prisoner proceeding pro se and in forma pauperis pursuant to 42 U.S.C. § 1983. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(1)(B) and Local Rule 302.

On August 4, 2015, [findings and recommendations](#) were entered, recommending that this action proceed against Defendant Knuckles on Plaintiff's Eighth Amendment failure to protect claim. The Magistrate Judge recommended that all remaining claims and defendants be dismissed from this. Plaintiff was provided an opportunity to file objections within thirty days. To date, Plaintiff has not filed objections or otherwise responded to the findings and recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 305, this Court has conducted a de novo review of this case. Having carefully reviewed the entire file, the Court finds the record to be supported by the record and proper analysis.

1 Accordingly, THE COURT HEREBY ORDERS that:

- 2 1. The findings and recommendations issued by the Magistrate Judge on August 4,
3 2015, are adopted in full;
- 4 2. This action proceeds against Defendant Sergeant Knuckles on Plaintiff's Eighth
5 Amendment failure to protect claim;
- 6 3. Plaintiff's claim for failure to summon medical assistance is dismissed for failure
7 to state a claim upon which may be granted under §1983;
- 8 4. Defendants CDCR, Sgt. J. Kohler, C/O Gonzalez-Moran and C/O G. Sandoval
9 are dismissed from this action based on Plaintiff's failure to state any claims upon
10 which relief may be granted against them; and
- 11 5. This action is referred to the Magistrate Judge for service of process upon
12 Defendant Knuckles.

13 IT IS SO ORDERED.

14 Dated: September 30, 2015

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16 SENIOR DISTRICT JUDGE