2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 EASTERN DISTRICT OF CALIFORNIA 10 11 JEFFREY P. PERROTTE, Case No.: 1:15-cv-00026-LJO-SAB (PC) 12 Plaintiff, ORDER ADOPTING FINDINGS AND RECOMMENDATIONS, GRANTING 13 v. DEFENDANT HEBRON'S MOTION FOR SUMMARY JUDGMENT, AND DISMISSING 14 STACEY JOHNSON, et al., DEFENDANT HEBRON. WITHOUT PREJUDICE 15 Defendants. [ECF Nos. 45, 70] 16 Plaintiff Jeffrey P. Perrotte is appearing pro se and in forma pauperis in this civil rights action 17 18 pursuant to 42 U.S.C. § 1983. 19 The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 20 636(b)(1)(B) and Local Rule 302. On January 18, 2017, the Magistrate Judge filed a Findings and 21 Recommendations recommending that Defendant Hebron's motion for summary judgment be granted, 22 and Defendant Hebron be dismissed from the action, without prejudice. The Findings and 23 Recommendations were served on the parties and contained notice that objections were to be filed 24 within thirty days. Over thirty days have passed and no objections were filed. In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), the Court has conducted a de 25 novo review of this case. Having carefully reviewed the entire file, the Court finds the Findings and 26

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Recommendations to be supported by the record and by proper analysis.

Accordingly, IT IS HEREBY ORDERED that: 1. The Findings and Recommendations filed January 18, 2017, are adopted in full; Defendant Hebron's motion for summary judgment is granted; and 2. 3. Defendant Hebron is dismissed, without prejudice. IT IS SO ORDERED. /s/ Lawrence J. O'Neill UNITED STATES CHIEF DISTRICT JUDGE Dated: **February 28, 2017**