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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 REAMEL CURTIS,

12 Plaintiff,

13 vs.

14 KELLI HARRINGTON, *et al.*,

15 Defendants.
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1:15-cv-00553-LJO-EPG-PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS IN FULL THAT
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT DENIED

(ECF No. 35, 54)

17 Curtis Reamel ("Plaintiff") is a state prisoner proceeding *pro se* and *in forma pauperis*
18 with this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United
19 States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On January 24, 2018, the Magistrate Judge filed a Findings and Recommendations that
21 Defendants J. Bugarin and J. Gonzales' motion for summary judgment (ECF No. 35) be denied.
22 (ECF No. 54.) The Findings and Recommendations were served on the parties that same day
23 and contained notice that any objections were to be filed within twenty-one days. (*Id.*) Neither
24 party timely filed an objection to the Findings and Recommendations.

25 Accordingly, it is HEREBY ORDERED that:

- 26 1. The Findings and Recommendations, filed January 24, 2018, (ECF No. 54) are
27 adopted in full;
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2. Defendants J. Bugarin and J. Gonzales’ motion for summary judgment (ECF No. 35) is DENIED; and

3. This action shall proceed only against defendants J. Bugarin and J. Gonzales on Plaintiff’s failure to protect claim.

IT IS SO ORDERED.

Dated: February 20, 2018

/s/ Lawrence J. O’Neill
UNITED STATES CHIEF DISTRICT JUDGE