

1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), the undersigned has
2 conducted a *de novo* review of this case. Having carefully reviewed the entire file, the
3 undersigned concludes the findings and recommendations are supported by the record and by
4 proper analysis.

5 For the reasons set forth above:

- 6 1. Plaintiff shall proceed on his Eighth Amendment claim against defendant Johnson;
- 7 2. All other claims asserted in plaintiff's second amended complaint and all other named
8 defendants are dismissed;
- 9 3. Service shall be initiated on defendant P. Johnson;
- 10 4. The Clerk of the Court shall send plaintiff one (1) USM-285 forms, one (1) summons,
11 a Notice of Submission of Documents form, an instruction sheet and a copy of the second
12 amended complaint filed August 15, 2016;
- 13 5. Within thirty (30) days from the date of this order, plaintiff shall complete and return to
14 the court the notice of submission of documents along with the following documents:
 - 15 a. Completed summons,
 - 16 b. One completed USM-285 form for each defendant listed above,
 - 17 c. Two (2) copies of the endorsed complaint filed August 15, 2016; and
- 18 6. Upon receipt of the above-described documents, the court will direct the United States
19 Marshal to serve the above-named defendant pursuant to Federal Rule of Civil Procedure 4
20 without payment of costs.

21 IT IS SO ORDERED.

22 Dated: May 5, 2017

23 
UNITED STATES DISTRICT JUDGE