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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LAWRENCE CHRISTOPHER SMITH,
Plaintiff,
v.
CHANELO, *et al.*,
Defendants.

No. 1:16-cv-01356-NONE-BAM (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS REGARDING
DISMISSAL WITH PREJUDICE FOR BAD
FAITH CONDUCT

(Doc. No. 78)

Plaintiff Lawrence Christopher Smith is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983.

On January 12, 2021, the assigned magistrate judge issued findings and recommendations recommending that plaintiff’s motion for a protective order be denied, defendants’ motion to compel plaintiff’s deposition be denied as moot, and this case be dismissed with prejudice. (Doc. No. 78.) The magistrate judge found that terminating sanctions were appropriate due to plaintiff’s bad faith conduct in refusing to comply with his discovery obligations and needlessly multiplying court proceedings by filing repetitious and voluminous filings. (*Id.*) Plaintiff was directed to file objections within twenty-one days after being served with the findings and recommendations. No objections have been filed, and the deadline to do so has expired.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the court finds the findings

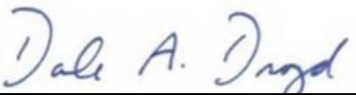
1 and recommendations to be supported by the record and by proper analysis.

2 Accordingly,

- 3 1. The findings and recommendations issued on January 12, 2021, (Doc. No. 78), are
4 adopted in full;
- 5 2. Plaintiff's motion for a protective order, (Doc. No. 71), is denied;
- 6 3. Defendants' motion to compel plaintiff's deposition, (Doc. No. 73), is denied as moot
- 7 4. This action is dismissed, with prejudice, due to plaintiff's bad faith conduct; and
- 8 5. The Clerk of the Court is directed to close this case and terminate all other pending
9 motions and deadlines.

10 IT IS SO ORDERED.

11 Dated: March 8, 2021

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14 UNITED STATES DISTRICT JUDGE

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