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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GREGORY C. BONTEMPS,
Plaintiff,

v.

D. HICKS,
Defendants.

No. 1:16-cv-01854-DAD-EPG (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS TO DENY
PLAINTIFF'S REQUEST TO PROCEED *IN
FORMA PAUPERIS*

(Doc. No. 20)

Plaintiff, Gregory C. Bontemps, is a state prisoner proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On April 25, 2018, the assigned magistrate judge filed findings and recommendations, recommending that plaintiff's motion to proceed *in forma pauperis* in this action be denied because he had suffered at least three prior strike dismissals and did not qualify under 28 U.S.C. § 1915(g)'s imminent danger exception. (Doc. No. 20.) The findings and recommendations were served on plaintiff and contained notice that objections thereto were due within twenty-one days. (*Id.* at 9.) To date, plaintiff has not filed objections, and the time in which to do so has now passed.

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

Accordingly:

1. The April 23, 2018 findings and recommendations (Doc. No. 20) are adopted in full;
2. Within thirty days from the date of service of this order, plaintiff is required to pay in full the \$400.00 filing fee for this action; and
3. Plaintiff's failure to pay the required filing fee as ordered will result in the dismissal of this action.

IT IS SO ORDERED.

Dated: October 22, 2018


UNITED STATES DISTRICT JUDGE