

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 ROGELIO MAY RUIZ,

11
12 Plaintiff,

13 vs.

14 R. MOBERT,

15 Defendant.

1:17-cv-00709-AWI-JDP

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS
(ECF No. 44.)

ORDER DENYING MOTION TO
SUPPLEMENT PLEADINGS
(ECF No. 45.)

16
17
18
19 Rogelio May Ruiz (“Plaintiff”) is a state prisoner proceeding *pro se* and *in forma pauperis*
20 with this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United
21 States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

22 On January 29, 2020, the Magistrate Judge screened plaintiff’s first amended complaint
23 and entered findings and recommendations, recommending that this case proceed on plaintiff’s
24 excessive force claim against defendant and that all other claims be dismissed. (ECF No. 44.)
25 Plaintiff did not file objections, but instead filed a motion to supplement his complaint. (ECF
26 No. 45.) As this motion seeks to add unrelated claims, it will be denied.
27
28

1 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 304, this
2 court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the
3 court finds the findings and recommendations to be supported by the record and proper analysis.
4

5 Accordingly, THE COURT HEREBY ORDERS that:

- 6 1. The findings and recommendations entered by the Magistrate Judge on January
7 29, 2020 (Doc. No. 44) are ADOPTED IN FULL; this case shall proceed on
8 plaintiff's excessive force claim against defendant and all other claims are
9 dismissed.
- 10 2. Plaintiff's motion to supplement (Doc. No. 45) is DENIED;
- 11 3. This case is referred back to the Magistrate Judge for further proceedings.

12 IT IS SO ORDERED.

13 Dated: August 20, 2020

14 
15 SENIOR DISTRICT JUDGE
16
17
18
19
20
21
22
23
24
25
26
27
28