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| 7 | UNITED STATES DISTRICT COURT | |
| 8 | FOR THE EASTERN DISTRICT OF CALIFORNIA | |
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| 10 | TONY R. LEWIS, | No. 1:17-cv-01064-DAD-EPG |
| 11 | Plaintiff, | |
| 12 | V. | ORDER ADOPTING FINDINGS AND |
| 13 | CALIFORNIA DEPARTMENT OF | RECOMMENDATIONS AND DISMISSING CERTAIN CLAIMS AND DEFENDANTS |
| 14 | CORRECTIONS AND REHABILITATION, et al., | (Doc. No. 11) |
| 15 | Defendants. | |
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| 17 | Plaintiff is a state prisoner proceeding pro se and in forma pauperis with this civil rights | |
| 18 | action pursuant to 42 U.S.C. § 1983. On August 9, 2017, plaintiff filed the complaint | |
| 19 | commencing this action. (Doc. No. 1). On March 23, 2018, the assigned magistrate judge issued | |
| 20 | findings and recommendations recommending that all claims and defendants be dismissed, except | |
| 21 | for plaintiff's claims for excessive use of force in violation of the Eighth Amendment brought | |
| 22 | against defendants B. Nickell, J. Ramirez and O. Delgado. (Doc. No. 11.) The findings and | |
| 23 | recommendations provided fourteen days for plaintiff to file any objections thereto. Plaintiff did | |
| 24 | not file any objections. | |
| 25 | In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C), the undersigned has | |
| 26 | conducted a de novo review of the case. Having carefully reviewed the file, the undersigned | |
| 27 | concludes the findings and recommendations are supported by the record and proper analysis. | |
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| 1 | Accordingly: | |
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| 2 | 1. | The findings and recommendations dated March 23, 2018 (Doc. No. 11) are adopted |
| 3 | | in full; and |
| 4 | 2. | All claims and defendants are dismissed, except for plaintiff's claims for excessive use |
| 5 | | of force in violation of the Eighth Amendment brought against defendants B. Nickell, |
| 6 | | J. Ramirez and O. Delgado. |
| 7 | IT IS SO | ORDERED. |
| 8 | | June 21, 2018 UNITED STATES DISTRICT JUDGE |
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