

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 the 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 Accordingly:

- 6 1. The findings and recommendations issued on May 7, 2018 (Doc. No. 11) are
7 adopted in full;
- 8 2. This action shall proceed on plaintiff's claim against defendant Pruitt for deliberate
9 indifference in violation of the Eighth Amendment;
- 10 3. The California Department of Corrections and Rehabilitation and the Prison
11 Industry Authority are dismissed, based on Eleventh Amendment immunity; and
- 12 4. This matter is referred back to the assigned magistrate judge for further
13 proceedings consistent with this order.

14 IT IS SO ORDERED.

15 Dated: August 6, 2018

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18 UNITED STATES DISTRICT JUDGE
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