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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JOHN ALLEN RAINWATER,

 Plaintiff,

 v.

PAM AHLIN, et al.,

 Defendants.

Case No. 1:18-cv-00049-LJO-SAB

ORDER VACATING FINDINGS AND
RECOMMENDATIONS AND DIRECTING
THE CLERK OF THE COURT TO
ADMINISTRATIVELY TERMINATE
PLAINTIFF’S REQUEST FOR A
TEMPORARY RESTRAINING ORDER

(ECF Nos. 5, 30, 32)

Plaintiff John Allen Rainwater, a civil detainee, is appearing pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On January 26, 2018, Plaintiff filed a motion for a temporary restraining order to prevent the Department of State Hospitals from implementing amendments to section 4350 of Title 5 of the California Code of Regulations. On May 10, 2018, findings and recommendations were filed recommending denying Plaintiff’s motion for a temporary restraining order. On May 15, 2018, Plaintiff filed a motion to dismiss his motion for a temporary restraining order. Plaintiff states that his request is now moot as his property was confiscated and has been either lost or destroyed.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed May 10, 2018, is VACATED (ECF No. 30); and

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2. The Clerk of the Court is DIRECTED to administratively terminate Plaintiff's motion for a temporary restraining order (ECF No. 5)

IT IS SO ORDERED.

Dated: May 15, 2018



UNITED STATES MAGISTRATE JUDGE