



1 undersigned issued an order adopting the May 29, 2019 Findings and Recommendation in full and  
2 dismissing this action, without prejudice, due to Plaintiff's failure to exhaust administrative  
3 remedies prior to filing suit. (ECF No. 12.)

4 On July 1, 2019, Plaintiff filed untimely objections to the Magistrate Judge's Findings and  
5 Recommendation. (ECF No. 14.) Though Plaintiff's objections were untimely filed, out of an  
6 abundance of caution and in consideration of Plaintiff's *pro se* status, the undersigned has reviewed  
7 the objections.

8 Plaintiff's objections assert that, after Plaintiff received the order to show cause on April 8,  
9 2019, Corcoran State Prison officials failed to give him sufficient access to the law library, he has  
10 a pending inmate appeal "regarding everything stated," and he is in fear of his safety from prison  
11 staff and correctional officers. (*Id.*) Nevertheless, Plaintiff has failed to provide the Court with  
12 any evidence demonstrating that he exhausted his available administrative remedies prior to filing  
13 this suit. Therefore, Plaintiff's objections do not warrant a different result or vacation of the Court's  
14 June 28, 2019 order adopting the Findings and Recommendation and dismissing this action, without  
15 prejudice, due to Plaintiff's failure to exhaust prior to filing suit.

16 Accordingly, Plaintiff's objections to the Magistrate Judge's May 29, 2019 findings and  
17 recommendations, (ECF No. 14), are **HEREBY OVERRULED**. This case remains closed.  
18 **IT IS SO ORDERED.**

19 Dated: **August 7, 2019**

**/s/ Lawrence J. O'Neill**  
UNITED STATES CHIEF DISTRICT JUDGE