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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARCOS CASEY GUILLEN III,
Plaintiff,
v.
T. FRANCISCO, et al.,
Defendants.

No. 1:18-cv-00290-DAD-SAB (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DISMISSING
DEFENDANT GARZA

(Doc. No. 12)

Plaintiff Marcos Casey Guillen III is appearing *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On March 6, 2018, the assigned magistrate judge screened plaintiff’s complaint and found that plaintiff stated a cognizable claim against defendant officer T. Francisco for violation of plaintiff’s rights under the Free Exercise Clause of the First Amendment, but did not state a cognizable claim against defendant Warden Garza. (Doc. No. 8.) Plaintiff was granted leave to file an amended complaint to attempt to cure the deficiency or file a notice of his intent to proceed only on his claim against defendant Francisco. (*Id.* at 7.) On March 14, 2018, plaintiff filed a notice that he wished to proceed only on his claim brought against defendant Francisco. (Doc. No. 11.)

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