

1 second amended complaint because this action has been already been pending for more than four
2 years given that this action was initially filed in the U.S. District Court for the Central District of
3 California on August 28, 2015.

4 However, as stated above, the Court screened Plaintiff's second amended complaint and
5 issued findings and recommendation recommending that this action be dismissed, with prejudice,
6 for Plaintiff's failure to state a cognizable claim upon which relief may be granted. (ECF No.
7 25.) Therefore, Plaintiff's motion for expedited review is denied as moot.

8 Nevertheless, given that the October 30, 2019 findings and recommendation were returned
9 as "undeliverable," it appears that Plaintiff did not receive the findings and recommendation.
10 Consequently, the Court will order the Clerk of the Court to re-serve the October 30, 2019
11 findings and recommendation on Plaintiff at his current address of record. Plaintiff may file
12 written objections to the October 30, 2019 findings and recommendations within fourteen (14)
13 days after the findings and recommendations are re-served.

14 Accordingly, it is HEREBY ORDERED that:

- 15 1. Plaintiff's motion for expedited review, (ECF No. 26), is DENIED as moot;
- 16 2. The Clerk of the Court is directed to re-serve the findings and recommendation
17 issued on October 30, 2019, (ECF No. 25), on Plaintiff at his address of record;
18 and
- 19 3. In light of the re-service, Plaintiff may file written objections to the October 30,
20 2019 findings and recommendation within **fourteen (14) days** after the date that
21 the findings and recommendation are re-served.

22
23 IT IS SO ORDERED.

24 Dated: January 29, 2020

25 /s/ Barbara A. McAuliffe
26 UNITED STATES MAGISTRATE JUDGE