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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

GABRIEL M. KRUSE,

Plaintiff,

v.

R. FISHER, JR., et al.,

Defendants.

Case No. 1:19-cv-00005-LJO-EPG (PC)

ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS

(ECF NOS. 1 & 10)

Gabriel Kruse (“Plaintiff”) is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action filed 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 July 30, 2019, Magistrate Judge Erica P. Grosjean entered findings and recommendations, recommending “that all claims and defendants be dismissed, except for Plaintiff’s Eighth Amendment claims for deliberate indifference to serious medical needs against Dr. Bansuan and Doe Defendant(s).” (ECF No. 10, p. 2).

Plaintiff was provided an opportunity to file objections to the findings and recommendations. The deadline for filing objections has passed, and Plaintiff has not filed objections to the findings and recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 304, this Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the findings and recommendations to be supported by the record and proper analysis.

Accordingly, THE COURT HEREBY ORDERS that:

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1. The findings and recommendations issued by the magistrate judge on July 30, 2019, are ADOPTED in full;
2. All claims and defendants are dismissed, except for Plaintiff's Eighth Amendment claims for deliberate indifference to serious medical needs against Dr. Bansuan and Doe Defendant(s); and
3. The Clerk of Court is DIRECTED to reflect the dismissal of defendants R. Fisher, Jr., J. Clark Kelso, and Virk on the Court's docket.

IT IS SO ORDERED.

Dated: August 26, 2019

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