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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LAWRENCE CHRISTOPHER SMITH,
Plaintiff,
v.
CAMPBELL, *et al.*,
Defendants.

No. 1:19-cv-00271-AWI-BAM (PC)
ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS RECOMMENDING
DENYING MOTION FOR RELIEF FROM
JUDGMENT AND RECOMMENDING
DISMISSAL WITH PREJUDICE FOR BAD
FAITH CONDUCT
(ECF No. 38)

Plaintiff Lawrence Christopher Smith (“Plaintiff”) is a state prisoner proceeding *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 March 17, 2021, the assigned Magistrate Judge issued findings and recommendations recommending that Plaintiff’s motion for relief from judgment be denied and that this case be dismissed with prejudice for bad faith conduct. (ECF No. 38.) The Magistrate Judge found that terminating sanctions were appropriate due to Plaintiff’s bad faith conduct in this case and other companion cases before the Court. (*Id.*) Plaintiff filed objections to the findings and recommendations on April 8, 2021. (ECF No. 39.)

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, including Plaintiff’s

1 objections, the Court finds the findings and recommendations to be supported by the record and
2 by proper analysis.

3 Accordingly, IT IS HEREBY ORDERED as follows:

- 4 1. The findings and recommendations issued on March 17, 2021, (ECF No. 38), are
5 adopted in full;
- 6 2. Plaintiff's motion for relief from judgment, (ECF No. 34), is denied;
- 7 3. This action is dismissed, with prejudice, due to Plaintiff's bad faith conduct; and
- 8 4. The Clerk of the Court is directed to close this case and terminate all other pending
9 motions and deadlines.

10 IT IS SO ORDERED.
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12 Dated: April 13, 2021


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SENIOR DISTRICT JUDGE