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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	ALLEN HAMMLER,	No. 1:19-cv-00653-AWI-EPG (PC)
12	Plaintiff,	ORDER ADOPTING FINDINGS AND RECOMMENDATIONS
13	V.	(ECF Nos. 73, 80, & 92)
14	GOOCH, et al.,	ORDER DISMISSING JOHN DOE FROM
15	Defendants.	ACTION, WITHOUT PREJUDICE
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17	Allen Hammler ("Plaintiff") is a state prisoner proceeding pro se and in forma pauperis in	
18	this civil rights action filed pursuant to 42 U.S.C. § 1983. The matter was referred to a United	
19	States magistrate judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.	
20	This case is proceeding on Plaintiff's Eighth Amendment claims for deliberate	
21	indifference to a serious risk of harm against defendants John Doe and Salcedo and his Eighth	
22	Amendment medical indifference claims agai	inst defendants Salcedo, Gooch, and Burnes. (ECF
23	Nos. 14 & 23).	
24	On March 2, 2023, the assigned magistrate judge entered findings and recommendations,	
25	recommending "that defendant John Doe be dismissed from this action, without prejudice,	
26	because of Plaintiff's failure to provide the Court and the Marshal with accurate and sufficient	
27	information to effect service of the summons and complaint on defendant John Doe within the	
28	time period prescribed by Federal Rule of Civ	vil Procedure 4(m)." (ECF No. 92, p. 3).

1	The parties were provided an opportunity to file objections to the findings and	
2	recommendations. The deadline to file objections has passed and no objections have been filed.	
3	In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this	
4	Court has conducted a <i>de novo</i> review of this case. Having carefully reviewed the entire file, the	
5	Court finds the findings and recommendations to be supported by the record and proper analysis.	
6	Accordingly, IT IS ORDERED that:	
7	1. The findings and recommendations issued on March 2, 2023, (ECF No. 92), are	
8	adopted in full; and	
9	2. Defendant John Doe is dismissed from this action, without prejudice, because of	
10	Plaintiff's failure to provide the Court and the Marshal with accurate and sufficient	
11	information to effect service of the summons and complaint on defendant John	
12	Doe within the time period prescribed by Federal Rule of Civil Procedure 4(m). ¹	
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14	IT IS SO ORDERED.	
15	Dated: <u>April 7, 2023</u> SENIOR DISTRICT JUDGE	
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28	¹ This case continues to proceed against defendants Salcedo, Gooch, and Burnes.	
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