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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KARIM HASAN PRICE,
Plaintiff,
v.
JOHN SUTTON, et al.,
Defendants.

No. 1:19-cv-00717-DAD-GSA (PC)
ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DISMISSING
ACTION
(Doc. No. 15)

Plaintiff Karim Hasan Price is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action brought 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 August 21, 2020, the assigned magistrate judge screened plaintiff’s complaint pursuant to 28 U.S.C. § 1915A and determined that it failed to state a cognizable claim for relief. (Doc. No. 10.) Plaintiff was granted leave to file a first amended complaint attempting to cure the deficiencies identified by the magistrate judge within thirty (30) days after service of that screening order. (*Id.* at 12–13.) Plaintiff was warned that his failure to file a first amended complaint in compliance with the screening order would result in a recommendation that this action be dismissed for failure to state a claim. (*Id.* at 13.) Plaintiff requested two extensions of time in which to file an amended complaint, and the court granted those requests. (Doc. Nos. 11,

1 12, 13, 14.) That extended deadline has now passed. To date, plaintiff has not filed an amended
2 complaint or a notice of voluntary dismissal.

3 Accordingly, on March 12, 2021, the magistrate judge issued findings and
4 recommendations recommending that this action be dismissed due to plaintiff's failure to obey a
5 court order, failure to prosecute this action, and failure to state a claim upon which relief may be
6 granted. (Doc. No. 15.) The pending findings and recommendations were served on plaintiff and
7 contained notice that any objections thereto were to be filed within fourteen (14) days after
8 service. (*Id.* at 2.) To date, no objections to the findings and recommendations have been filed,
9 and the time in which to do so has now passed.

10 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this court has conducted a
11 *de novo* review of the case. Having carefully reviewed the entire file, the court concludes that the
12 findings and recommendations are supported by the record and by proper analysis.

13 Accordingly,

- 14 1. The findings and recommendations issued on March 12, 2021 (Doc No. 15) are
15 adopted;
- 16 2. This action is dismissed, without prejudice, due to plaintiff's failure to obey a
17 court order and failure to prosecute this action; and
- 18 3. The Clerk of the Court is directed to close this case.

19 IT IS SO ORDERED.

20 Dated: April 26, 2021

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23 UNITED STATES DISTRICT JUDGE
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