



1 to the findings and recommendations. (Doc. 36.)

2 According to 28 U.S.C. § 636(b)(1)(C), this Court has conducted a *de novo* review of this  
3 case. Having carefully reviewed the entire file, including Plaintiff's objections, the Court finds  
4 the findings and recommendations are supported by the record and by proper analysis. In  
5 particular, and contrary to Plaintiff's suggestion in his objections, the findings and  
6 recommendations correctly conclude that the TAC fails to contain *non-conclusory* allegations  
7 suggesting that any defendant disregarded a risk by failing to take reasonable measures to avoid  
8 the risk. Thus, the Court **ORDERS**:

- 9 1. The findings and recommendations issued on May 2, 2022, (Doc. 35), are adopted in  
10 full.
- 11 2. This action is dismissed, with prejudice, for failure to state a cognizable claim upon  
12 which relief may be granted; and
- 13 3. The Clerk of the Court is directed to close this case.

14

15 IT IS SO ORDERED.

15

16 Dated: June 16, 2022

16

17

18

19

20

21

22

23

24

25

26

27

28

  
UNITED STATES DISTRICT JUDGE