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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DIMITRI Z. STORM,)	Case No.: 1:24-cv-1274 JLT BAM
Plaintiff,)	
v.)	ORDER ADOPTING IN FULL THE FINDINGS
)	AND RECOMMENDATIONS, DISMISSING THE
CSATF WARDEN, et al.,)	ACTION WITHOUT PREJUDICE FOR FAILURE
Defendants.)	TO EXHAUST ADMINISTRATIVE REMEDIES,
)	AND DIRECTING THE CLERK OF COURT TO
)	CLOSE THIS CASE
)	(Doc. 10)

Dimitri Storm seeks to hold the defendants liable for violations of his civil rights related to calls and use of his tablet on October 17, 2024. (*See generally* Doc. 1.) The magistrate judge ordered Plaintiff to show cause why the action should not be dismissed for failure to exhaust his administrative remedies (Doc. 8), and Plaintiff failed to respond to the order. Accordingly, the magistrate judge issued Findings and Recommendations, finding from the face of the complaint that it was apparent Plaintiff did not exhaust available administrative remedies and recommending the action be dismissed without prejudice. (Doc. 10.)

The Court served the Findings and Recommendations on Plaintiff and notified him that any objections were due within 14 days. (Doc. 10 at 3.) The Court advised Plaintiff that the “failure to file objections within the specified time may result in the waiver of the ‘right to challenge the magistrate’s factual findings’ on appeal.” (*Id.* at 4, quoting *Wilkerson v. Wheeler*, 772 F.3d 834, 838-39 (9th Cir. 2014).) Plaintiff did not file objections, and the time to do so expired.

1 According to 28 U.S.C. § 636(b)(1), this Court performed a *de novo* review of this case.
2 Having carefully reviewed the matter, the Court concludes the Findings and Recommendations are
3 supported by the record and proper analysis. Thus, the Court **ORDERS**:

- 4 1. The Findings and Recommendations dated December 3, 2024 (Doc. 10) are
5 **ADOPTED** in full.
- 6 2. The action is **DISMISSED** without prejudice for failure to exhaust administrative
7 remedies.
- 8 3. The Clerk of Court is directed to close this case.

9
10 IT IS SO ORDERED.

11 Dated: January 2, 2025


UNITED STATES DISTRICT JUDGE