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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BARRY LAMON,

Plaintiff,

No. CIV S-06-0156 GEB KJM P

vs.

DIRECTOR, CALIFORNIA
DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

ORDER

_____/

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On September 1, 2010, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty-one days. Plaintiff has filed objections to the findings and recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this court has conducted a de novo review of this case. Having carefully reviewed the entire file, the court finds the findings and recommendations to be supported by the record and by proper analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed September 1, 2010, are adopted in full; and

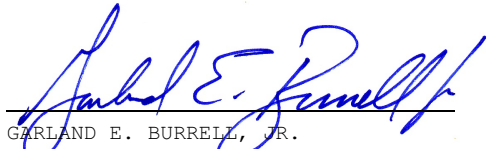
2. Defendants' motion for summary judgment (docket no. 152) is decided as follows:

A. Granted as to defendants Walker, Downing, Johnson, Moghaddas and Paizis in all respects;

B. Granted as to the claim that defendants Ellis, Lorusso and Parks retaliated against plaintiff; and

C. Denied as to the claim that defendants Ellis, Lorusso and Parks violated plaintiff's Eighth Amendment rights.

Dated: December 23, 2010


GARLAND E. BURRELL, JR.
United States District Judge