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

JONATHAN LEE RICHES,

Plaintiff,

No. CIV S-07-2656 GEB DAD P

vs.

KATIE COURIC, et al.,

Defendants.

FINDINGS AND RECOMMENDATIONS

_____/

Plaintiff, a federal prisoner in South Carolina, has named Katie Couric and the CBS Evening News as defendants in this action. Plaintiff seeks a restraining order prohibiting Katie Couric and her news crew from filming him in solitary confinement for a 60 Minutes feature. Plaintiff fails to show that this is an appropriate venue for the issuance of such an order, see 28 U.S.C. § 1391 et. seq., or that his claim is cognizable, 28 U.S.C. § 1330 et. seq.

Therefore, plaintiff’s complaint is frivolous and the court will recommend that it be dismissed.

See 28 U.S.C. § 1915A(b)(1),(2).

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed.

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within twenty days after being served with these findings and recommendations, plaintiff may file written

1 objections with the court. The document should be captioned "Objections to Magistrate Judge's
2 Findings and Recommendations." Plaintiff is advised that failure to file objections within the
3 specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951
4 F.2d 1153 (9th Cir. 1991).

5 DATED: December 18, 2007.

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8 _____
9 DALE A. DROZD
10 UNITED STATES MAGISTRATE JUDGE

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