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

DAVID E. EDWARDS,  
Plaintiff,

No. CIV S-08-0620-JAM-CMK-P

vs.

ORDER

CSP SOLANO, et al.,  
Defendants.

\_\_\_\_\_ /

Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to Eastern District of California local rules.

On May 5, 2009, the Magistrate Judge filed findings and recommendations herein which were served on the parties and which contained notice that the parties may file objections within a specified time. No objections to the findings and recommendations have been filed.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the Magistrate Judge's analysis.

Accordingly, IT IS HEREBY ORDERED that:

- 1. The findings and recommendations filed May 5, 2009, are adopted in full;

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2. Plaintiff's complaint fails to state a claim against defendants California State Prison - Solano and Cervantes for which relief can be granted;

3. Defendants California State Prison - Solano and Cervantes are dismissed from this action, and the Clerk of the Court is directed to terminate them as defendants to this action; and

4. This action will proceed against defendants Sisto, Singh, Peck, Ferguson, and Clay only.

DATED: July 6, 2009

/s/ John A. Mendez  
UNITED STATES DISTRICT JUDGE