IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

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MAURICE VAN BUREN, Plaintiff(s), vs. SARA JOHNSON, *et al.*, Defendant(s).	2:08-CV-1393-RLH (VPC) **O R D E R**

Before this Court is the Report and Recommendation of United States Magistrate Judge (#12, entered July 29, 2009), entered by the Honorable Valerie P. Cooke regarding Plaintiff's request to proceed *in forma pauperis* and the Court's required screening of the Complaint. No objection was filed to Magistrate Judge Cooke's Report and Recommendation of United States Magistrate Judge in accordance with Local Rule 72-304(b) of the Rules of Practice of the United States District Court for the Eastern District of California, and the matter was submitted for consideration.

The court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rule 72-304(b) and determines that the Report and Recommendation of Magistrate Judge Cooke should be accepted and adopted.

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IT IS THEREFORE ORDERED that Magistrate Judge's Report and Recommendation (#12, entered July 29, 2009) is ACCEPTED and ADOPTED, Plaintiff is approved to proceed *in forma pauperis*, and the Complaint is dismissed without prejudice and with leave to amend.

Dated: November 24, 2009.

ROGER L. HUNT
Chief U.S. District Judge