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

6 TONY AUSTIN GANT,

7 Plaintiff,

No. 2:09-cv-2439 WBS KJN P

8 vs.

9 TOM BOSENKO, et al.,

10 Defendants.

ORDER

11 \_\_\_\_\_/  
12 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action  
13 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate  
14 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

15 On December 7, 2011, the magistrate judge filed findings and recommendations  
16 herein which were served on all parties and which contained notice to all parties that any  
17 objections to the findings and recommendations were to be filed within twenty-one days.  
18 Neither party has filed objections to the findings and recommendations.

19 The court has reviewed the file and finds defendants' unopposed motion for  
20 summary judgment to have merit. Accordingly, IT IS HEREBY ORDERED that defendant's  
21 motion for summary judgment be, and the same hereby is, GRANTED.

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23 DATED: January 11, 2012

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25 WILLIAM B. SHUBB

26 UNITED STATES DISTRICT JUDGE