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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	MICHAEL BAKER,	No. 2:09-cv-2757 MCE KJN P
12	Plaintiff,	
13	v.	ORDER
14	PEREZ, et al.,	
15	Defendants.	
16		
17	Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief	
18	under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to	
19	28 U.S.C. § 636(b)(1)(B) and Local Rule 302.	
20	On August 8, 2013, the magistrate judge filed findings and recommendations herein	
21	which were served on all parties and which contained notice to all parties that any objections to	
22	the findings and recommendations were to be filed within fourteen days. Plaintiff has filed	
23	objections to the findings and recommendations.	
24	In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this	
25	Court has conducted a <u>de novo</u> review of this case. Having carefully reviewed the entire file, the	
26	Court finds the findings and recommendations to be supported by the record and by proper	
27	analysis.	
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1	Plaintiff has also filed a motion for reconsideration (ECF No. 145) of the August 8, 2013	
2	order (ECF No. 140) denying his motion for an extension of time to obtain newly discovered	
3	evidence (ECF No. 124). Plaintiff has also filed a motion for reconsideration (ECF No. 147) of	
4	the order (ECF No. 144) denying his motion to compel (ECF No. 143).	
5	Pursuant to E.D. Local Rule 303(f), a magistrate judge's orders shall be upheld unless	
6	"clearly erroneous or contrary to law." Id. Upon review of the entire file, the court finds that it	
7	does not appear that the magistrate judge's rulings were clearly erroneous or contrary to law.	
8	Accordingly, IT IS HEREBY ORDERED that:	
9	1. Plaintiff's Motions for Reconsideration (ECF Nos. 145 and 147) are DENIED;	
10	2. The findings and recommendations filed August 8, 2013, are ADOPTED in full; and	
11	3. Defendants' summary judgment motion (ECF No. 122) is DENIED as to plaintiff's	
12	Eighth Amendment and state law claims against defendant Medina based on the discontinuation	
13	of plaintiff's Tramadol prescription on November 10, 2008; defendants' motion is GRANTED in	
14	all other respects.	
15	Dated: October 30, 2013	
16	Alpenn Maria	
17	MORRISON C. ENGLAND, JR., CHIEF JUDGE UNITED STATES DISTRICT COURT	
18	UNITED STATES DISTRICT COOKT	
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