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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL S. DAVIS,
Plaintiff,
v.
C. CARLTON, et al.,
Defendants.

No. 2:11-cv-1100 TLN KJN P

FINDINGS & RECOMMENDATIONS

By order filed December 12, 2013, plaintiff’s complaint was dismissed and thirty days leave to file an amended complaint was granted. On February 13, 2014, plaintiff was granted sixty days in which to file an amended complaint. On May 2, 2014, plaintiff was granted an additional sixty days in which to file an amended complaint. Sixty days from that date have now expired, and plaintiff has not filed an amended complaint or otherwise responded to the court’s order.

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

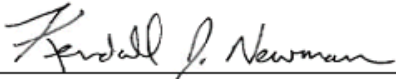
These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections with the court. The document should be captioned “Objections to Magistrate Judge’s Findings

1 and Recommendations.” Plaintiff is advised that failure to file objections within the specified
2 time may waive the right to appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153
3 (9th Cir. 1991).

4 Dated: July 10, 2014

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KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

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