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| 8  | UNITED STATES DISTRICT COURT   |                            |
| 9  | FOR THE EASTERN DISTRICT OF CALIFORNIA   |                            |
| 10 |  |                            |
| 11 | LUIS REYNALDO JOHNSON,   | No. 2:11-cv-2881 TLN DAD P |
| 12 | Plaintiff,   |                            |
| 13 | V.   | <u>ORDER</u>               |
| 14 | D. CLAYS, 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 April 23, 2014, the magistrate judge filed findings and recommendations herein which                  |                            |
| 21 | were served on all parties and which contained notice to all parties that any objections to the          |                            |
| 22 | findings and recommendations were to be filed within fourteen days. Both parties have 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.  |                            |
| 28 | /////  |                            |
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| 1  | Accordingly, IT IS HEREBY ORDERED that:   |  |
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| 2  | 1. The findings and recommendations filed April 23, 2014 are adopted in full;                 |  |
| 3  | 2. Defendants' motion to revoke plaintiff's IFP status pursuant to 28 U.S.C. § 1915(g)        |  |
| 4  | (Doc. No. 37) is denied;  |  |
| 5  | 3. Plaintiff's motion for relief from § 1915(g) (Doc. No. 53) is denied as unnecessary; and   |  |
| 6  | 4. Defendants are directed to file a responsive pleading in this matter within thirty days of |  |
| 7  | the date of this order.   |  |
| 8  | Dated: May 20, 2014   |  |
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| 10 | wy - Huntey   |  |
| 11 | Troy L. Nunley  |  |
| 12 | United States District Judge  |  |
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