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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 ROBERT BENYAMINI,

12 Plaintiff,

13 v.

14 M. SWETT, et al.,

15 Defendants.
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No. 2:13-cv-00735-KJM-EFB P

ORDER

17 Plaintiff, a former state prisoner proceeding pro se, has filed this civil rights action
18 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate
19 Judge as provided by 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On May 15, 2014, the magistrate judge filed findings and recommendations, 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. Defendants 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,
25 this court has conducted a *de novo* review of this case. Having reviewed the file, the court finds
26 the findings and recommendations to be supported by the record and by proper analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed May 15, 2014, are adopted in full; and

2. Defendants' March 20, 2014 motion to declare plaintiff a vexatious litigant and
require a security (ECF No. 22) is denied.

DATED: September 18, 2014.


UNITED STATES DISTRICT JUDGE