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8	UNITED STATES DISTRICT COURT		
9	FOR THE EASTERN DISTRICT OF CALIFORNIA		
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11	LEROY CARR,	No. 2:14-cv-2110 JAM CKD P	
12	Plaintiff,		
13	v.	ORDER AND	
14	FEDERAL BUREAU OF PRISONS, et al.,	FINDINGS AND RECOMMENDATIONS	
15	Defendants.		
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17			
18	Plaintiff is a federal prisoner proceeding pro se and in forma pauperis with an action filed		
19	pursuant to 42 U.S.C. § 1983. Before the court for screening is plaintiff's first amended		
20	complaint. (ECF No. 16.)		
21	The amended complaint states a cognizable claim under 42 U.S.C. § 1983 and 28 U.S.C. §		
22	1915A(b) as to defendant Leonardo Giron, MD. If the allegations of the amended complaint are		
23	proven, plaintiff has a reasonable opportunity to prevail on the merits of this action. As to the		
24	remaining defendants, the amended complaint fails to cure the deficiencies of the original		
25	complaint, as discussed in the previous screening order. (ECF No. 15.) Thus the undersigned		
26	will recommend that these defendants be dismissed.		
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1	In accordance with the above, IT IS HEREBY ORDERED that:		
2	1. Service is appropriate for the following defendants: Leonardo Giron, MD.		
3	2. The Clerk of the Court shall send plaintiff one USM-285 form, one summons, an		
4	instruction sheet and a copy of the amended complaint filed January 26, 2015.		
5	3. Within thirty days from the date of this order, plaintiff shall complete the attached		
6	Notice of Submission of Documents and submit the following documents to the court:		
7	a. The completed Notice of Submission of Documents;		
8	b. One completed summons;		
9	c. One completed USM-285 form for each defendant listed in number 1 above;		
10	and		
11	d. Two copies of the endorsed amended complaint filed January 26, 2015.		
12	4. Plaintiff need not attempt service on defendant and need not request waiver of service.		
13	Upon receipt of the above-described documents, the court will direct the United States Marshal to		
14	serve the above-named defendant pursuant to Federal Rule of Civil Procedure 4 without payment		
15	of costs.		
16	IT IS HEREBY RECOMMENDED that all defendants except Giron be dismissed from		
17	this action.		
18	These findings and recommendations are submitted to the United States District Judge		
19	assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(l). Within fourteen days		
20	after being served with these findings and recommendations, plaintiff may file written objections		
21	with the court. Such a document should be captioned "Objections to Magistrate Judge's Findings		
22	and Recommendations." Plaintiff is advised that failure to file objections within the specified		
23	time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153		
24	(9th Cir. 1991).		
25	Dated: February 23, 2015 Carop U. Delany		
26	CAROLYN K. DELANEY		
27	UNITED STATES MAGISTRATE JUDGE		
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8	UNITED STATES DISTRICT COURT		
9	FOR THE EASTERN DISTRICT OF CALIFORNIA		
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11	LEROY CARR,	No. 2:14-cv-2110 JAM CKD P	
12	Plaintiff,		
13	V.	NOTICE OF SUBMISSION OF DOCUMENTS	
14	FEDERAL BUREAU OF PRISONS, et al.,	DOCOMILIVIS	
15	Defendants.		
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17	Plaintiff hereby submits the following documents in compliance with the court's order		
18	filed:		
19	completed summons form		
20	completed USM-285 forms		
21	copies of the		
22	Complaint		
23	DATED:		
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26 27			
27 28		Plaintiff	
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