1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 JAMAAL THOMAS, No. 2:16-cv-02691 JAM CKD P 12 Plaintiff. 13 **ORDER** v. 14 CHAD DARLING, 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 February 15, 2019, 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. Neither party has filed 23 objections to the findings and recommendations. 24 The court presumes that any findings of fact are correct. See Orand v. United States, 602 25 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. 26 See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having 27 reviewed the file, the court finds the findings and recommendations to be supported by the record 28 and by the magistrate judge's analysis. 1

1	Accordingly, IT IS HEREBY ORDERED that:
2	1. The findings and recommendations filed February 15, 2019, are adopted in full;
3	2. The motion for summary judgment filed by defendants Camp, Haring, and Pizzaro
4	(ECF No. 44) is granted;
5	3. Plaintiff's Eighth Amendment claims against defendants Camp, Haring, and Pizarro
6	are dismissed with prejudice; and,
7	4. This case is proceeding on the Eighth Amendment claims against defendant Darling.
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9	DATED: March 27, 2019
10	/s/ John A. Mendez
11	UNITED STATES DISTRICT COURT JUDGE
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