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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KENNETH C. MULLENS,
Plaintiff,
v.
THOMAS FERRARA, et al.,
Defendants.

No. 2:17-cv-1142 CKD P

ORDER AND
FINDINGS AND RECOMMENDATIONS

On September 20, 2017, the court ordered plaintiff to complete and return to the court, within thirty days, the USM-285 forms necessary to effect service on defendants Grapentine and Holtzman. That thirty day period has passed, and plaintiff has not responded to the court’s order.

In accordance with the above IT IS HEREBY ORDERED that the Clerk of the Court assign a district court judge to this case; and

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Fed. R. Civ. P. 41(b).

These findings and recommendations will be 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 Findings and Recommendations.” Plaintiff is advised that failure to file objections within the specified time

1 may waive the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th
2 Cir. 1991).

3 Dated: November 29, 2017



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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