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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

KASEY F. HOFFMAN,  
Plaintiff,  
v.  
LASSEN COUNTY, et al.,  
Defendants.

No. 2:17-cv-1734-WBS-EFB P

FINDINGS AND RECOMMENDATIONS

Plaintiff is a state prisoner proceeding without counsel in an action brought under 42 U.S.C. § 1983. On April 23, 2019, the court entered an order directing plaintiff to show cause why this action should not be dismissed. ECF No. 9. The court noted that a substantially similar action before a different magistrate judge in this district had been dismissed when plaintiff proved unable to join a necessary party. *Id.* at 1-2. In its order, the court directed plaintiff to indicate whether he had a reasonable belief that the party could be joined in this action. *Id.* at 2. Plaintiff was afforded fourteen days to respond to the order to show cause. *Id.* That deadline has expired and he has not filed a response. Plaintiff has abandoned this action or conceded that he is unable to join a necessary party.

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Accordingly, it is hereby RECOMMENDED that this action be dismissed.

These findings and recommendations are 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, any party may file written objections with the court and serve a copy on all parties. Such a document should be captioned “Objections to Magistrate Judge’s Findings and Recommendations.” Failure to file objections within the specified time may waive the right to appeal the District Court’s order. *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1998); *Martinez v. Ylst*, 951 F.2d 1153 (9th Cir. 1991).

DATED: July 23, 2019.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE