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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

RALPH McGHEE,

Plaintiff,

v.

WILLIAM KUSHNER, III, et al.,

Defendants.

No. 2:17-CV-2059-JAM-DMC-P

ORDER

Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to Eastern District of California local rules.

On June 20, 2019, the Magistrate Judge filed findings and recommendations herein which were served on the parties and which contained notice that the parties may file objections within the time specified therein. No objections to the findings and recommendations have been filed.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and the Magistrate Judge’s analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed June 20, 2019, are adopted in full;
2. Plaintiff’s Eighth Amendment claims is dismissed; and
3. This action proceeds on plaintiff’s Fourteenth Amendment equal protection claim only.

DATED: August 8, 2019

/s/ John A. Mendez
UNITED STATES DISTRICT COURT JUDGE