

1 the file, the court finds the findings and recommendations to be supported by the record and by
2 the proper analysis.¹

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations filed January 9, 2018, are adopted in full;
- 5 2. The motion to dismiss (ECF No. 13) is granted;
- 6 3. Plaintiff's state law negligence claims against defendants Gants, Hallstrom, Hassan,
7 Pickering, and Thompson are dismissed as time-barred; and
- 8 4. Defendants Gants, Hallstrom, Hassan, Pickering and Thompson are ordered to file a
9 responsive pleading to plaintiff's Eighth Amendment claims within twenty-one days of the filed
10 date of this order.

11 DATED: April 19, 2018.

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14 UNITED STATES DISTRICT JUDGE
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28 ¹ The court corrects a typographical error on page 11, ll. 9-10 in the citation to *Anderson v. Allstate Ins. Co.*, 630 F.2d 677, 683 (9th Cir. 1980).