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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed October 10, 2017 (ECF No. 3) are adopted in full;
2. Defendant's May 16, 2017 motion to proceed in forma pauperis (ECF No. 2) is denied;
3. This action is remanded to the Sacramento County Superior Court; and
4. This case is closed.

Dated: November 8, 2017



Troy L. Nunley
United States District Judge