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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	JIMMY GETTINGS,	No. 2:18-cv-174-KJM-EFB PS
12	Plaintiff,	
13	v.	FINDINGS AND RECOMMENDATIONS
14	JOHN PARRISH, HAT CREEK WATER COMPANY INC., MARK D.	
15	MAMMARELLA,	
16	Defendants.	
17		
18	On April 23, 2019, the court screened plaintiff's complaint pursuant to 28 U.S.C.	
19	§ 1915(e)(2). The court dismissed the complaint for failure to state a claim, explained the	
20	deficiencies therein, and granted plaintiff thirty days in which to file an amended complaint to	
21	cure the deficiencies. ECF No. 3. The order warned plaintiff that failure to file an amended	
22	complaint could result in the dismissal of this action. The time for acting has passed and plaintiff	
23	has not filed an amended complaint or otherwise responded to the court's order. Thus, it appears	
24	that plaintiff is unable to cure the defects in the complaint.	
25	Accordingly, it is RECOMMENDED that this action be DISMISSED without prejudice	
26	for failure to state a claim as set forth in the April 23, 2019 order (ECF No. 3).	
27	These findings and recommendations are submitted to the United States District Judge	
28	assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(l). Within fourteen days	
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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." Any response to the objections shall be served and filed within fourteen days after service of the objections. The parties are advised that 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: June 25, 2019. 18 m EDMUND F. BRENNAN UNITED STATES MAGISTRATE JUDGE