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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSE A. ROJAS,

 Plaintiff,

 v.

CDCR, et al.,

 Defendants.

No. 2:18-cv-1740 KJM CKD P

FINDINGS AND RECOMMENDATIONS

By order filed December 18, 2018, plaintiff’s complaint was dismissed with leave to file an amended complaint. Plaintiff was given until January 18, 2019 to file his amended complaint and he has not done so. Plaintiff was warned that failure to file an amended complaint by the deadline would result in a recommendation that this action be dismissed.

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

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 after being served with these findings and recommendations, plaintiff may file written objections with the court. The document should be captioned “Objections to Magistrate Judge’s Findings and Recommendations.” Plaintiff is advised that failure to file objections within the specified time

1 waives the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir.
2 1991).

3 Dated: January 29, 2019



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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