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

DARON MICHAEL OLIVER,

 Plaintiff,

 v.

DUANE SHELTON, et al.,

 Defendants.

No. 2:18-CV-1809-KJM-DMC

ORDER

Plaintiff, who is proceeding pro se, brings this civil action. The matter was referred to a United States Magistrate Judge as provided by Eastern District of California local rules.

On February 11, 2019, the Magistrate Judge filed findings and recommendations, 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 presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge’s conclusions of law are reviewed de novo. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) (“[D]eterminations of law by the magistrate judge are reviewed de novo by both the district court and [the appellate]

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

3 Accordingly, IT IS HEREBY ORDERED that:

4 1. The findings and recommendations filed February 11, 2019, are adopted in
5 full;

6 2. Defendants’ unopposed motion to dismiss (Doc. 22) is granted;

7 3. Plaintiff shall file a first amended complaint which contains a request for
8 relief pursuant to Federal Rule of Civil Procedure 8(a)(3) within 30 days of the date of this order;
9 and

10 4. This matter is referred back to the assigned magistrate judge for all further
11 purposes.

12 DATED: April 22, 2019.

13 
14 UNITED STATES DISTRICT JUDGE
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