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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

NATHAN VARGAS,
Plaintiff,
v.
THOMAS BANSURIE, et al.,
Defendants.

No. 2:18-cv-02774-TLN-KJN

ORDER

Nathan Vargas (“Plaintiff”), a state prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On January 03, 2020, the magistrate judge filed findings and recommendations which were served on all parties and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 40.) Plaintiff has not filed objections to the Findings and Recommendations.

Accordingly, 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 *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983); see also 28 U.S.C. § 636(b)(1).

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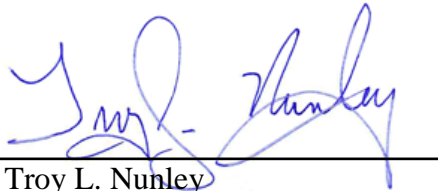
Having reviewed the file under the applicable legal standards, the Court finds the Findings and Recommendations to be supported by the record and by the magistrate judge's analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The Findings and Recommendations filed January 03, 2020 (ECF No. 40), are adopted in full; and
2. This action is dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

IT IS SO ORDERED.

DATED: April 7, 2020



Troy L. Nunley
United States District Judge