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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DONTA LADEAL KYLE,

 Plaintiff,

 v.

LOS ANGELES POLICE
DEPARTMENT, et al.,

 Defendants.

No. 2:19-cv-01720-TLN-AC

ORDER

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. (ECF No. 1.) 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 September 10, 2019, the magistrate judge filed findings and recommendations herein which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 7.) Plaintiff has filed objections to the findings and recommendations. (ECF No. 8.)

This Court reviews de novo those portions of the proposed findings of fact to which objection has been made. 28 U.S.C. § 636(b)(1); *McDonnell Douglas Corp. v. Commodore Business Machines*, 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). As to any portion of the proposed findings of fact to which no objection has been made, the Court assumes its correctness and decides the motions on the applicable law. See *Orand v. United*

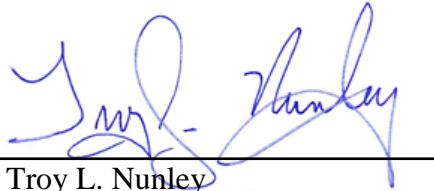
1 States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are
2 reviewed de novo. See *Britt v. Simi Valley Unified Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).
3 Having carefully reviewed the entire file, the Court finds the findings and recommendations to be
4 supported by the record and by the magistrate judge's analysis.

5 Accordingly, IT IS HEREBY ORDERED that:

- 6 1. The Findings and Recommendations, filed September 10, 2019 (ECF No. 7), are
7 adopted in full;
- 8 2. Plaintiff's Motion to Proceed in Forma Pauperis (ECF No. 2) is DENIED;
- 9 3. The Complaint is DISMISSED, without leave to amend, as frivolous, 28 U.S.C. §
10 1915A(b); *Noll v. Carlson*, 809 F.2d 1446, 1448 (9th Cir. 1987); and
- 11 4. The Clerk of the Court is directed to close this file.

12 IT IS SO ORDERED.

13 Dated: October 2, 2019

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17 Troy L. Nunley
18 United States District Judge
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