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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KEVIN DUANE HICKMAN,
Plaintiff,
v.
MATT CHISHOLM, et al.,
Defendants.

No. 2:19-cv-1725 KJM DB P

FINDINGS AND RECOMMENDATIONS

Plaintiff is a county inmate proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. A review of this court’s docket reveals that the claims in the instant complaint are identical to those in the earlier filed Hickman v. Chisholm, No. 2:19-cv-1254 TLN AC P (“Hickman I”), which was recently dismissed for failure to state a claim upon which relief may be granted. The claims in the instant complaint are also identical to those in the subsequently filed Hickman v. Chisholm, No. 2:19-cv-1828 KJM AC P (“Hickman III”), which was also recently dismissed as duplicative of Hickman I. It will therefore be recommended that the instant action be dismissed as duplicative of both Hickman I and Hickman III.

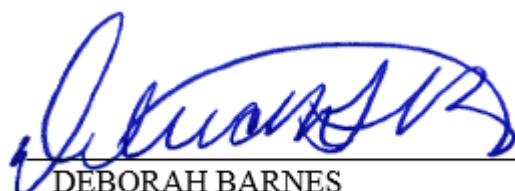
Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed as duplicative of Hickman v. Chisholm, No. 2:19-cv-1254 TLN AC P, and of Hickman v. Chisholm, No. 2:19-cv-1828 KJM AC P.

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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 days after being served with these findings and recommendations, plaintiff may file written objections with the court. Such a document should be captioned “Objections to Magistrate Judge’s Findings and Recommendations.” Plaintiff is advised that failure to file objections within the specified time may waive the right to appeal the District Court’s order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

Dated: October 17, 2019


DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

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