1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 JIM DALE DAVIS, No. 2:19-cv-2130 KJM CKD P 12 Plaintiff, 13 **ORDER** v. 14 KIM PETERSON, et al., 15 Defendants. 16 17 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief 18 under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge a provided 19 by 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20 On July 30, 2020, the magistrate judge filed findings and recommendations, which were 21 served on plaintiff and which contained notice to plaintiff that any objections to the findings and 22 recommendations were to be filed within fourteen days. Plaintiff has not filed objections to the 23 findings and recommendations. 24 The court presumes that any findings of fact are correct. See Orand v. United States, 25 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed 26 de novo. See Robbins v. Carey, 481 F.3d 1143, 1147 (9th Cir. 2007) ("[D]eterminations of law 27 by the magistrate judge are reviewed de novo by both the district court and [the appellate] court 28 ///// 1

1	"). 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 July 30, 2020 are adopted in full;
5	2. This action is dismissed without prejudice; and
6	3. The clerk of court close this case.
7	DATED: September 9, 2020.
8	MA MINO CO
9	CHIEF UNITED STATES DISTRICT JUDGE
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	