


1 dismissed the action. ECF No. 11. Plaintiff includes in his objections to the current findings and
2 recommendations a contention that this action is no longer duplicative of Case No. 20-cv-00131
3 KJM AC PS because the latter action has been dismissed. Plaintiff did not raise this contention in
4 his Rule 60(b) motion and, in any event, it is without merit. Plaintiff is correct that Case
5 No. 20-cv-00131 KJM AC PS is now closed; it was dismissed on March 25, 2021 for failure to
6 state a claim and without further leave to amend, and the court subsequently denied plaintiff's
7 motion to reopen that case. *See* Case No. 20-cv-00131 KJM AC PS, ECF Nos. 15, 18, 23. The
8 dismissal of that case does not alter the court's findings that the allegations of this action
9 duplicated the allegations of the Case No. 20-cv-00131 KJM AC PS, nor does the dismissal of
10 that action require the court to allow plaintiff to proceed with this one.

11 Accordingly, IT IS HEREBY ORDERED that:

- 12 1. The findings and recommendations filed November 10, 2021, are adopted in full;
- 13 2. Plaintiff's Motion (ECF No. 25) is DENIED; and
- 14 3. No further Rule 60 motions will be considered.

15 DATED: May 23, 2022.

16
17 
18 _____
19 CHIEF UNITED STATES DISTRICT JUDGE
20
21
22
23
24
25
26
27
28