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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	TIMOTHY COONS, Jr.,	Case No. 2:20-cv-01813-JDP (PC)
12	Plaintiff,	FINDINGS AND RECOMMENDATIONS THAT THIS ACTION BE DISMISSED FOR FAILURE TO PROSECUTE, FAILURE TO COMPLY WITH COURT ORDERS, AND FAILURE TO STATE A CLAIM
13	V.	
14	C.D.C.R.,	
15	Defendant.	OBJECTIONS DUE WITHIN FOURTEEN DAYS
16		DAIS
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19	On November 23, 2020, the court screened plaintiff's first amended complaint and	
20	notified plaintiff that the complaint failed to state a claim. ECF No. 12. Plaintiff was granted	
21	sixty days to file an amended complaint, but he did not do so. Accordingly, on February 22,	
22	2021, he was ordered to show cause within twenty-one days why this action should not be	
23	dismissed for failure to prosecute and for failure to state a claim. ECF No. 13. Plaintiff was	
24	notified that if he wished to continue with this lawsuit, he must file an amended complaint. He	
25	was also warned that failure to comply with the February 22 order would result in a	
26	recommendation that this action be dismissed.	
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1	The deadline has passed, and plaintiff has not filed an amended complaint nor otherwise	
2	responded to the February 22, 2021 order. Accordingly, it is hereby ORDERED that the Clerk of	
3	Court shall randomly assign a United States District Judge to this case.	
4	Further, it is RECOMMENDED that:	
5	1. This action be dismissed for failure to prosecute, failure to comply with court orders,	
6	and failure to state a claim for the reasons set forth in the November 23, 2020 order. See ECF No.	
7	12.	
8	2. The Clerk of Court be directed to close the case.	
9	These findings and recommendations are submitted to the United States District Judge	
10	assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(l). Within fourteen days	
11	after being served with these findings and recommendations, any party may file written	
12	objections with the court and serve a copy on all parties. Such a document should be captioned	
13	"Objections to Magistrate Judge's Findings and Recommendations." Any response to the	
14	objections shall be served and filed within fourteen days after service of the objections. The	
15	parties are advised that failure to file objections within the specified time may waive the right to	
16	appeal the District Court's order. Turner v. Duncan, 158 F.3d 449, 455 (9th Cir. 1998); Martinez	
17	v. Ylst, 951 F.2d 1153 (9th Cir. 1991).	
18	IT IS SO ORDERED	
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20	Dated: April 23, 2021	
21	JEREMY D. PETERSON	
22	UNITED STATES MAGISTRATE JUDGE	
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