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8	UNITED STATES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA	
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11	DONNY STEWARD,	No. 2:20-cv-02069-TLN-AC
12	Plaintiff,	
13	v.	ORDER
14	KENDALL J. NEWMAN, et al.,	
15	Defendants.	
16		
17	Plaintiff Donny Steward ("Plaintiff"), a state prisoner proceeding pro se, has filed this	
18	civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United	
19	States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.	
20	On November 6, 2020, the magistrate judge filed findings and recommendations herein	
21	which were served on Plaintiff and which contained notice to Plaintiff that any objections to the	
22	findings and recommendations were to be filed within twenty-one (21). (ECF No. 8.) Plaintiff	
23	has not filed any objections to the findings and recommendations.	
24	Accordingly, the Court presumes that any findings of fact are correct. See Orand v.	
25	United States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are	
26	reviewed de novo. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir.	
27	1983); see also 28 U.S.C. § 636(b)(1).	
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1	Having reviewed the file under the applicable legal standards, the Court finds the Findings	
2	and Recommendations to be supported by the record and by the magistrate judge's analysis.	
3	Accordingly, IT IS HEREBY ORDERED that:	
4	1. The Findings and Recommendations filed November 6, 2020 (ECF No. 8), are adopted	
5	in full;	
6	2. This action is DISMISSED without leave to amend for failure to state a claim, see 28	
7	U.S.C. § 1915A(b)(1), (2);	
8	3. The dismissal of this action is designated a "strike" under the "three strikes" rule set	
9	forth in 28 U.S.C. § 1915(g); and	
10	4. The Clerk of the Court is directed to close this case.	
11	IT IS SO ORDERED.	
12	DATED: December 17, 2020	
13 14	Jan Thunley	
15	Troy L. Nunley	
16	United States District Judge	
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