

1 that seeks monetary relief against a defendant who is immune from suit. 28 U.S.C.
2 § 1915(e)(2)(B).

3 Plaintiff brings this case as an attempt to have crimes investigated and criminal charges
4 brought against unnamed individuals. ECF No. 1. Citizens cannot bring criminal charges or
5 compel the government to bring criminal charges. Further, “criminal statutes . . . do not give rise
6 to civil liability.” *Allen v. Gold Country Casino*, 464 F.3d 1044, 1048 (9th Cir. 2006). Thus, the
7 complaint fails to state a claim upon which relief can be granted and leave to amend would be
8 futile.

9 Accordingly, it is recommended that plaintiff’s case be dismissed with prejudice for
10 failure to state a claim.

11 I submit these findings and recommendations to the district judge under 28 U.S.C.
12 § 636(b)(1)(B) and Rule 304 of the Local Rules of Practice for the United States District Court,
13 Eastern District of California. Plaintiff may, within 14 days of the service of the findings and
14 recommendations, file written objections to the findings and recommendations with the court.
15 Such objections should be captioned “Objections to Magistrate Judge’s Findings and
16 Recommendations.” The district judge will review the findings and recommendations under 28
17 U.S.C. § 636(b)(1)(C).

18 IT IS SO ORDERED.

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20 Dated: December 2, 2021


21 JEREMY D. PETERSON
22 UNITED STATES MAGISTRATE JUDGE
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