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| 8  | UNITED STATES DISTRICT COURT                                                                           |                           |
| 9  | FOR THE EASTERN DISTRICT OF CALIFORNIA                                                                 |                           |
| 10 |                                                                                                        |                           |
| 11 | ANTHONY LEE ALLEN,                                                                                     | No. 2:21-cv-00870-TLN-CKD |
| 12 | Plaintiff,                                                                                             |                           |
| 13 | v.                                                                                                     | ORDER                     |
| 14 | SACRAMENTO COUNTY JAIL<br>MEDICAL STAFF,                                                               |                           |
| 15 | Defendant.                                                                                             |                           |
| 16 | Derendunt.                                                                                             |                           |
| 17 |                                                                                                        |                           |
| 18 | Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief       |                           |
| 19 | under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to        |                           |
| 20 | 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.                                                           |                           |
| 21 | On March 7, 2022, the magistrate judge filed findings and recommendations herein which                 |                           |
| 22 | were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings   |                           |
| 23 | and recommendations were to be filed within fourteen days. (ECF No. 18.) Plaintiff has not filed       |                           |
| 24 | objections to the findings and recommendations.                                                        |                           |
| 25 | The Court presumes that any findings of fact are correct. See Orand v. United States, 602              |                           |
| 26 | F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed <i>de novo</i> . |                           |
| 27 | See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed      |                           |
| 28 | the file, the Court finds the findings and recommendations to be supported by the record and by        |                           |
|    |                                                                                                        | 1                         |

| 1      | the magistrate judge's analysis.                                                                 |  |
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| 2      | Accordingly, IT IS HEREBY ORDERED that:                                                          |  |
| 3      | 1. The Findings and Recommendations filed March 7, 2022, (ECF No. 18), are adopted in            |  |
| 4      | full; and                                                                                        |  |
| 5      | 2. This action is dismissed without prejudice. <i>See</i> Local Rule 110; Fed. R. Civ. P. 41(b). |  |
| 6      | DATED: May 20, 2022                                                                              |  |
| 0<br>7 | DATED. May 20, 2022                                                                              |  |
| 8      | 1. Annu                                                                                          |  |
| 9      |                                                                                                  |  |
| 10     | Troy L. Nunley<br>United States District Judge                                                   |  |
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