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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JEFFREY CHARLES WREN

Plaintiff,

v.

WARDEN MULE CREEK PRISON, et al.,

Defendants.

No. 2:21-cv-00903-DAD-KJN (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DISMISSING
FOURTH AMENDED COMPLAINT WITH
PREJUDICE

(Doc. No. 44)

Plaintiff Jeffrey Charles Wren is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) Local Rule 302.

On September 16, 2021, the assigned magistrate judge issued findings and recommendations, recommending that plaintiff’s fourth amended complaint be dismissed without leave to amend as frivolous and for failure to state a claim upon which relief may be granted. (Doc. No. 44.) The findings and recommendations were served on plaintiff and contained notice that any objections thereto were to be filed within fourteen (14) days of service. (*Id.* at 6–7.) No objections have been filed and the time to do so has since passed.

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1 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C), this court has conducted a
2 *de novo* review of the case. Having carefully reviewed the entire file, court finds the findings and
3 recommendations to be supported by the record and proper analysis.

4 Accordingly,

- 5 1. The findings and recommendations issued on September 16, 2021 (Doc. No. 44)
6 are adopted in full;
- 7 2. Plaintiff's fourth amended complaint (Doc. No. 39) is dismissed without leave to
8 amend as frivolous and for failure to state a claim upon which relief may be
9 granted;
- 10 3. The Clerk of Court is directed to close this action.

11 IT IS SO ORDERED.

12 Dated: September 6, 2022

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15 UNITED STATES DISTRICT JUDGE
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