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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

11 BILLY DRIVER, JR., No. 2:22-CV-1447-KJM-DMC-P
12 Plaintiff,
13 v. ORDER
14 CHAVEZ,
15 Defendant.

17 Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to
18 42 U.S.C. § 1983. On the Court's own motion, the findings and recommendations issued on
19 September 13, 2022, ECF No. 12, are vacated. Plaintiff's motion for leave to proceed in forma
20 pauperis will be addressed by separate order.

IT IS SO ORDERED.

23 || Dated: November 18, 2022


DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE