1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 DYLAN R. FOOTE, No. 2:23-cv-00938-KJM-EFB (PC) 12 Plaintiff. 13 **ORDER** v. 14 EL DORADO SHERIFF'S DEPARTMENT, et al., 15 Defendants. 16 17 Plaintiff, a county jail inmate proceeding pro se, filed this civil rights action seeking relief 18 under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge as provided 19 by 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20 On February 5, 2024, the magistrate judge filed findings and recommendations, which 21 were served on plaintiff and which contained notice to plaintiff that any objections to the findings 22 and recommendations were to be filed within fourteen days. Plaintiff has not filed objections to 23 the findings and recommendations. 24 Although it appears from the file that plaintiff's copy of the findings and 25 recommendations was returned, plaintiff was properly served. It is the plaintiff's responsibility to 26 keep the court apprised of his current address at all times. Under Local Rule 182(f), service of 27 documents at the record address of the party is fully effective. 28 1

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The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

- 1. The February 5, 2024 findings and recommendations (ECF No. 13) are adopted in full;
- 2. The complaint is dismissed without prejudice for failure to state a claim;
- 3. The Clerk is directed to terminate the pending motion at ECF No. 10 and close the case; and
  - 4. The court declines to issue a certificate of appealability.

DATED: March 27, 2024.

CHIEF UNITED STATES DISTRICT JUDGE