1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 MARTIN LEE FOSTER, No. 2:23-cv-2279-TLN-KJN 12 Plaintiff. 13 **ORDER** v. 14 GOV. GAVIN NEWSOM, et al., 15 Defendants. 16 17 Plaintiff, a former county jail inmate proceeding pro se, filed this civil rights action 18 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate 19 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20 On December 29, 2023, the magistrate judge filed findings and recommendations herein 21 which were served on Plaintiff, and which contained notice to Plaintiff that any objections to the 22 findings and recommendations were to be filed within fourteen days. Plaintiff filed objections to the findings and recommendations. 23 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this 24 25 Court conducted a *de novo* review of this case. Having carefully reviewed the entire file, the 26 Court finds the findings and recommendations to be supported by the record and by proper 27 analysis. /// 28 1

Accordingly, IT IS HEREBY ORDERED that:

- 1. The findings and recommendations filed on December 29, 2023 (ECF No. 8) are ADOPTED IN FULL;
- 2. This action is DISMISSED without prejudice; and
- 3. The Clerk of the Court is directed to close this case.

Troy L. Nunley

United States District Judge

Date: February 2, 2024