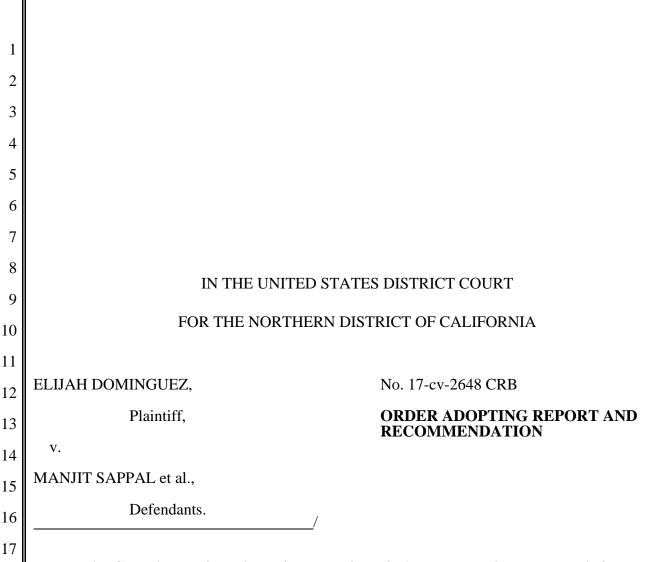
Dockets.Justia.com



The Court has reviewed Magistrate Judge Kim's Report and Recommendation 18 (dkt. 19), and notes that more than fourteen days have passed and no opposition has been filed. The Court finds the Report correct, well-reasoned, and thorough, and ADOPTS it in every respect. Accordingly, Defendants' motion to dismiss is GRANTED, and the complaint is DISMISSED WITH LEAVE TO AMEND. Any amended complaint must be filed within 22 30 days from the entry of this order.

Although the Court lacks diversity jurisdiction over this case, it would have federal 24 question jurisdiction if Plaintiff means to bring claims for constitutional violations under 42 25 U.S.C. § 1983. See 28 U.S.C. § 1331. But to survive a motion to dismiss for failure to state 26 a claim, Plaintiff must include in his amended complaint all of the facts of those alleged 27 violations. See Bell Atl. Corp. v. Twombly, 550 U.S. 544, 570 (2007) (a plaintiff must 28

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allege "enough facts to state a claim to relief that is plausible on its face"). In short, he needs
to explain what happened to him in more detail. The Court reminds Plaintiff that he may
attach additional pages to the complaint form if needed.

The Court also directs Plaintiff's attention to the Handbook for Pro Se Litigants, which is available on the Court's website located at http://cand.uscourts.gov/proselitigants or in hard copy free of charge from the Clerk's Office. Plaintiff may also call the Legal Help Center at (415) 782-8982. Plaintiff may sign up for an appointment at the Legal Help Center at the San Francisco Courthouse, 450 Golden Gate Avenue, 15th Floor, Room 2796 or at the Oakland Courthouse, 1301 Clay Street, 4th Floor, Room 470S.

## IT IS SO ORDERED.

Dated: August 25, 2017

CHARLES R. BREYER UNITED STATES DISTRICT JUDGE