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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

ROY REID,

Plaintiff,

vs.

CALIFORNIA DEPARTMENT OF
CORRECTIONS; CALIPATRIA STATE
PRISON,

Defendants.

Civil No. 10cv1356 BTM (BLM)

ORDER DISMISSING ACTION

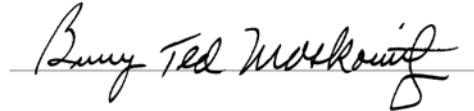
On June 21, 2010, Roy Reid, a former state inmate, filed a civil action pursuant to 42 U.S.C. § 1983 in the Eastern District of California. On June 25, 2010, Magistrate Judge Kimberly Mueller issued an Order transferring the matter to the Southern District of California. This Court granted Plaintiff’s Motion to Proceed *in forma pauperis* (“IFP”) and sua sponte dismissed his action for failing to state a claim and for seeking monetary damages against immune defendants. *See* July 6, 2010 Order at 4.

Plaintiff was granted sixty (60) days leave to file an Amended Complaint that corrected the deficiencies of pleading identified by the Court. *Id.* That time has since passed and Plaintiff has failed to file an Amended Complaint. Therefore, the Court DISMISSES this action for all the reasons set forth in the July 6, 2010 Order and for failing to comply with the Court’s Order.

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The Clerk of Court is directed to enter judgment for the Defendants and close the file.
IT IS SO ORDERED.

DATED: November 8, 2010



Honorable Barry Ted Moskowitz
United States District Judge