

FILED
GREAT FALLS, MONT.
2009 SEP 9 AM 8 35
PATRICK E. DUFFY, CLERK
BY _____
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

SALVADOR AVILA RIVERA,

Plaintiff,

vs.

CASCADE COUNTY DETENTION
CENTER, et al.,

Defendants.

No. CV 09-62-GF-SEH

ORDER

On July 30, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendations¹ in this matter. Plaintiff did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this Court will review Judge Strong's Findings and Recommendations for clear error.

¹ Docket No. 10.

Upon review, I find no clear error in Judge Strong's Findings and Recommendations and adopt them in full.

ORDERED:

1. The Complaint² is DISMISSED.
2. The docket shall reflect the filing of this action constitutes one strike under 28 U.S.C. § 1915(g).
3. A certificate of appealability is DENIED. Any appeal from this disposition will not be taken in good faith due to the frivolous nature of the issues raised.

The Clerk is directed to close the case and enter judgment accordingly.

DATED this 8th day of September, 2009.


SAM E. HADDON
United States District Judge

² Docket No. 1.