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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Walter C Goedecke,

10 Plaintiff,

11 v.

12 Unknown Mooney, et al.,

13 Defendants.  
14

No. CV-16-03432-PHX-JAT

**ORDER**

15 Pending before the Court is the Report and Recommendation (“R&R”) from the  
16 Magistrate Judge recommending that this case be dismissed, without prejudice, for failure  
17 to prosecute and failure to comply with Court orders. (Doc. 31).

18 Neither party has filed objections to the R&R. Accordingly, the Court hereby  
19 accepts the R&R. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985) (finding that district  
20 courts are not required to conduct “any review at all . . . of any issue that is not the  
21 subject of an objection” (emphasis added)); *United States v. Reyna-Tapia*, 328 F.3d 1114,  
22 1121 (9th Cir. 2003) (en banc) (“statute makes it clear that the district judge must review  
23 the magistrate judge’s findings and recommendations de novo if objection is made, but  
24 not otherwise” (emphasis in original)); *see also Schmidt v. Johnstone*, 263 F.Supp.2d  
25 1219, 1226 (D. Ariz. 2003).


26 Accordingly,

27 **IT IS ORDERED** that the Magistrate Judge’s Report and Recommendation (Doc.  
28 31) is ACCEPTED; and

1           **IT IS FURTHER ORDERED** that this action is **DISMISSED WITHOUT**  
2 **PREJUDICE** for failure to comply with Court orders and failure to prosecute pursuant to  
3 Federal Rule of Civil Procedure 41(b); and the Clerk of the Court shall enter judgment  
4 accordingly.

5           Dated this 17th day of May, 2018.

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James A. Teilborg  
Senior United States District Judge