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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 STANLEY FINNEY,

12 Plaintiff,

13 v.

14 SOCIAL SECURITY
15 ADMINISTRATION,

16 Defendant.

No. 2:12-cv-2805-TLN-EFB PS

ORDER

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18 On March 14, 2014, the magistrate judge filed findings and recommendations herein,
19 which were served on the parties and contained notice that any objections to the findings and
20 recommendations were to be filed within fourteen days. On March 31, 2014, the undersigned
21 adopted the findings and recommendations in full. That order granted summary judgment to
22 Defendant and closed the case. On April 9, 2014, Plaintiff filed a belated request for an extension
23 of time to file his objections to the March 14, 2014, findings and recommendations. By order
24 filed May 12, 2014 (ECF No. 54), the March 31 order was vacated and Plaintiff was granted an
25 opportunity to file objections. After extensions of time, Plaintiff filed objections on July 30,
26 2014, Defendant filed a response thereto on August 7, 2014, and both filings were considered by
27 the undersigned.
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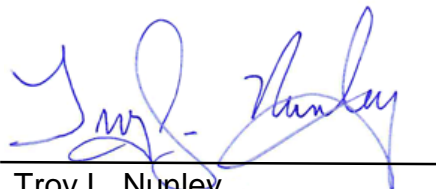
1 This Court reviews de novo those portions of the proposed findings of fact to which
2 objection has been made. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore
3 Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). As
4 to any portion of the proposed findings of fact to which no objection has been made, the Court
5 assumes its correctness and decides the motions on the applicable law. See Orand v. United
6 States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are
7 reviewed de novo. See Britt v. Simi Valley Unified Sch. Dist., 708 F.2d 452, 454 (9th Cir. 1983).

8 The Court has reviewed the applicable legal standards and, good cause appearing,
9 concludes that it is appropriate to adopt the proposed findings and recommendations in full.
10 Accordingly, IT IS ORDERED that:

- 11 1. The proposed Findings and Recommendations filed March 14, 2014, are ADOPTED;
- 12 2. Defendant's motion for summary judgment, ECF No. 17, is granted;
- 13 3. Plaintiff's motion to conduct discovery pursuant to Federal Rule of Civil Procedure
14 56(d), ECF No. 23, is denied; and
- 15 4. The Clerk is directed to enter judgment in Defendant's favor and once again close
16 this case.

17 Dated: November 6, 2014

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Troy L. Nunley
United States District Judge