1			
2			
3			
4			
5			
6			
7			
8	UNITED STATES DISTRICT COURT		
9	FOR THE EASTERN DISTRICT OF CALIFORNIA		
10			
11	CARINA CONERLY,	No. 2:21-cv-01132-TLN-CKD	
12	Plaintiff,	ORDER	
13	v.	ORDER	
14	JULIE G. YAP, et al.,		
15	Defendants.		
16			
17	On July 26, 2021, and again on October 27, 2021, the magistrate judge filed findings and		
18	recommendations (ECF Nos. 4, 8) in this matter which were served on Plaintiff and which		
19	contained notice to Plaintiff that any objections to the findings and recommendations were to be		
20	filed within fourteen days. On August 10, 2021 and on November 10, 2021, Plaintiff filed		
21	objections to the findings and recommendation	ns. (ECF Nos. 5, 9.)	
22	This Court reviews de novo those portions of the proposed findings of fact to which an		
23	objection has been made. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore		
24	Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981); see also Dawson v. Marshall, 561 F.3d		
25	930, 932 (9th Cir. 2009). As to any portion of the proposed findings of fact to which no objection		
26	has been made, the court assumes its correctness and decides the matter on the applicable law.		
27	See Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979). The Court reviews the magistrate		
28	judge's conclusions of law de novo. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452,		
		1	

1	
L	
-	

454 (9th Cir. 1983).

2	The Court has reviewed the applicable legal standards and concludes it is appropriate to
3	adopt the findings and recommendations in full. Accordingly, IT IS HEREBY ORDERED:
4	1. The findings and recommendations filed July 26, 2021 (ECF No. 4) and the findings
5	and recommendations filed October 27, 2021 (ECF No. 8) are both ADOPTED in full;
6	2. Plaintiff's <i>Ex Parte</i> Application for an order granting sole legal and physical custody
7	of minor daughter (ECF No. 3) is DENIED;
8	3. This action is dismissed without leave to amend for failure to state a claim; and
9	4. The Clerk of the Court is directed to close this case.
10	DATE: November 29, 2021
11	
12	1 Down
13	- My - Country
14	Troy L. Nunley United States District Judge
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25 26	
26 27	
27	
20	2