

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

GARLAND CALLUM,  
Plaintiff,  
v.  
AUSTIN CAPITAL BANK,  
Defendant.

No. 2:21-cv-01484-JAM-CKD PS  
ORDER  
(ECF No. 10)

On November 12, 2021, the magistrate judge filed findings and recommendations (ECF No. 10), which were served on the parties and which contained notice that any objections to the findings and recommendations were to be filed within fourteen (14) days. No objections were filed. Accordingly, the court presumes that any findings of fact are correct. See Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge’s conclusions of law are reviewed de novo. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983).

The court has reviewed the applicable legal standards and, good cause appearing, concludes that it is appropriate to adopt the findings and recommendations in full. Accordingly,

///  
///  
///

1 IT IS HEREBY ORDERED that:

- 2 1. The findings and recommendations (ECF No. 10) are ADOPTED IN FULL;
- 3 2. Plaintiff's claims are DISMISSED with prejudice pursuant to Federal Rule of Civil
- 4 Procedure 41(b); and
- 5 3. The Clerk of Court is directed to close this case.

6

7

8 Dated: December 20, 2021

/s/ John A. Mendez

9

---

THE HONORABLE JOHN A. MENDEZ  
UNITED STATES DISTRICT COURT JUDGE

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28