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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

KIMBERLEY A. SCHEMBRI,

Plaintiff,

v.

FBI SACRAMENTO, et al.,

Defendant.

No. 2:23-cv-0184-DJC-KJN (PS)

ORDER

On October 16, 2023, the Magistrate Judge filed findings and recommendations herein which were served on the Plaintiff and which contained notice that any objections to the findings and recommendations were to be filed within fourteen 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 Proposed Findings and Recommendations in full. In addition to the reasons stated by the Magistrate Judge, the Court notes that Plaintiff failed to comply with the Magistrate Judge's Order (ECF

1 No. 4) directing Plaintiff to file an amended complaint or notice of voluntary dismissal  
2 in response to the Magistrate Judge's screening order.

3 Accordingly, IT IS ORDERED that:

- 4 1. The Proposed Findings and Recommendations filed October 16, 2023, are  
5 ADOPTED;
- 6 2. Plaintiff's claims are DISMISSED without prejudice under Local Rule 183(b);  
7 and
- 8 3. The Clerk of Court is directed to close this case.

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11 IT IS SO ORDERED.

12 Dated: December 1, 2023

  
13 Hon. Daniel J. Calabretta  
14 UNITED STATES DISTRICT JUDGE

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