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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**

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6 **MARK A. AVILA,**

7 Plaintiff,

8 v.

9 **INTERNATIONAL ASSOCIATION OF SHEET**  
10 **METAL, AIR, RAIL AND TRANSPORTATION**  
11 **WORKERS, ET. AL.,**

12 Defendants.

Case No.: 4:18-cv-02148-YGR

**ORDER ADOPTING MAGISTRATE JUDGE'S**  
**REPORT AND RECOMMENDATION; ORDER**  
**DISMISSING CASE FOR FAILURE TO**  
**PROSECUTE**

Re: Dkt. No. 21

United States District Court  
Northern District of California

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14 The Court has reviewed Magistrate Judge Kandis A. Westmore's Report and  
15 Recommendation (Dkt. No. 21, Order Reassigning Case to a District Judge; Report and  
16 Recommendation to Dismiss Case for Failure to Prosecute, "Report") recommending dismissal of this  
17 case for failure to prosecute, to which no party filed an objection. The Court has reviewed the Report  
18 carefully. The Court finds the Report correct, well-reasoned, and thorough, and adopts it in every  
19 respect.

20 Accordingly, and for the reasons set forth in the Report, this case is **DISMISSED WITHOUT**  
21 **PREJUDICE** for failure to prosecute.

22 This Order terminates Docket Number 21 and the case. The Clerk of the Court is directed to  
23 close this case.

24 **IT IS SO ORDERED.**

25 Dated: March 17, 2021

26   
27 **YVONNE GONZALEZ ROGERS**  
28 **UNITED STATES DISTRICT JUDGE**