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5 **UNITED STATES DISTRICT COURT**
6 **SOUTHERN DISTRICT OF CALIFORNIA**
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8 SANTOS DOMINGUEZ, III, et al.,
9 Plaintiffs,
10 v.
11 HOBBY LOBBY STORES, INC. AND
12 DOES 1-20,
13 Defendants.
14

Case No.: 18-CV-2872 W (KSC)

ORDER:

**(1) ADOPTING REPORT AND
RECOMMENDATION [DOC. 22];
AND**

**(2) APPROVING MINOR'S
COMPROMISE [DOC. 16]**

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16 On November 13, 2018, Plaintiff Santos Dominguez, III, by and through his parent
17 and Guardian Ad Litem, Veronica Dominguez, filed a complaint in the Superior Court of
18 California, County of San Diego, North County Division. [Doc. 1-2.] Hobby Lobby
19 removed the matter to this Court on December 21, 2018. [Doc. 1.] Hobby Lobby
20 answered the complaint on March 15, 2019. [Doc. 6.]

21 On June 13, 2019, United States Magistrate Judge Barbara L. Major was randomly
22 assigned to handle the Minor's Compromise. [Doc. 10.] Judge Major issued a Report
23 and Recommendation ("R&R") recommending that the Court approve the minor's
24 compromise. (R&R [Doc. 22].) Judge Major further ordered that any objections to the
25 R&R be filed by October 7, 2019. (*See id.* [Doc. 22] 3.) No objections were filed. There
26 has been no request for additional time to object.

27 A district court's duties concerning a magistrate judge's report and
28 recommendation and a respondent's objections thereto are set forth in Rule 72(b) of the

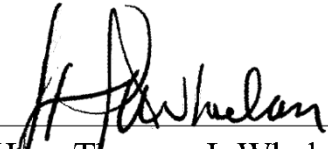
1 Federal Rules of Civil Procedure and 28 U.S.C. § 636(b)(1). When no objections are
2 filed, the district court is not required to review the magistrate judge's report and
3 recommendation. See United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003)
4 (reasoning that 28 U.S.C. § 636(b)(1)(C) "makes it clear that the district judge must
5 review the magistrate judge's finding and recommendations de novo *if objection is made*,
6 but not otherwise"); Schmidt v. Johnstone, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003)
7 (concluding that where no objections were filed, the District Court had no obligation to
8 review the magistrate judge's report). This rule of law is well-established within both the
9 Ninth Circuit and this district. See Wang v. Masaitis, 416 F.3d 992, 1000 n.13 (9th Cir.
10 2005) ("Of course, de novo review of a R & R is only required when an objection is
11 made to the R & R[.]") (citing Reyna-Tapia, 328 F.3d at 1121); Nelson v. Giurbino, 395
12 F. Supp. 2d 946, 949 (S.D. Cal. 2005) (Lorenz, J.) (adopting the R&R without review
13 because neither party filed objections despite having the opportunity to do so); see also
14 Nichols v. Logan, 355 F. Supp. 2d 1155, 1157 (S.D. Cal. 2004) (Benitez, J.).

15 In light of the foregoing, the Court accepts Judge Major's recommendation and
16 **ADOPTS** the R&R [Doc. 22] in its entirety.

17 Plaintiff's Petition to Approve the Minor's Compromise is **GRANTED**.
18 [Doc. 16.]

19
20 **IT IS SO ORDERED.**

21 Dated: October 8, 2019

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23 
24 Hon. Thomas J. Whelan
United States District Judge