

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ANDREW JOHANSSON, et al., on
behalf of themselves and the Class
Members described herein,

Plaintiffs,

vs.

NELNET, INC., a Nebraska
Corporation, et al.,

Defendants.

4:20-CV-3069

ORDER

This matter is before the Court on the Magistrate Judge's findings and recommendation ([filing 90](#)) recommending that plaintiff Heather Porter's claims be dismissed without prejudice. There are no objections to the findings and recommendation.

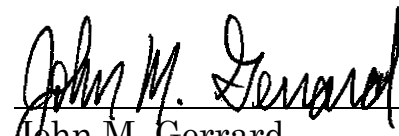
[28 U.S.C. § 636\(b\)\(1\)](#) provides for de novo review only when a party objected to the magistrate's findings or recommendations. See *Peretz v. United States*, 501 U.S. 923, 939 (1991). The failure to file an objection eliminates not only the need for de novo review, but *any* review by the Court. *Thomas v. Arn*, 474 U.S. 140, 149-51 (1985); *United States v. Wise*, 588 F.3d 531, 537 n.5 (8th Cir. 2009), see *Daley v. Marriott Int'l, Inc.*, 415 F.3d 889, 893 (8th Cir. 2005). Accordingly,

1. The Magistrate Judge's findings and recommendation ([filing 90](#)) are adopted.
2. Plaintiff Heather Porter's claims are dismissed without prejudice.

3. Porter is terminated as a party.

Dated this 14th day of February, 2022.

BY THE COURT:



John M. Gerrard
United States District Judge