1		
2		
3		
4	UNITED STATES DISTRICT COURT	
5	DISTRICT OF NEVADA	
6	* * *	
7	JIMMIE D. BELK,	Case No. 2:15-CV-543 JCM (CWH)
8	Plaintiff(s),	ORDER
9	V.	
10	FEDERAL GOVERNMENT,	
11	Defendant(s).	
12		
13	Presently before the court are Magistrate Judge Hoffman's report and recommendation.	
14	(Doc. # 4). Plaintiff Jimmie Belk filed an objection. (Doc. # 6).	
15	On April 6, 2015, Magistrate Judge Hoffman granted plaintiff's application to proceed in	
16	forma pauperis and ordered the clerk of court to file plaintiff's complaint. (Doc. # 1-1). Magistrate	
17	Judge Hoffman recommended that plaintiff's complaint be dismissed with prejudice because	
18	"Plaintiff's complaint is fanciful, based on delusional factual scenarios, and fails to state a claim	
19	upon which relief could be granted. (Doc. # 6).	
20	Plaintiff filed an objection that he would like to have \$14 billion, a chalk board, four	
21	engineers, and twelve science teachers to show the court how he can help the federal government	
22	to solve the drought and end hunger.	
23	This court "may accept, reject, or modify, in whole or in part, the findings or	
24	recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects	
25	to a magistrate judge's report and recommendation, then the court is required to "make a de novo	
26	determination of those portions of the [report and recommendation] to which objection is made."	
27	28 U.S.C. § 636(b)(1). Where a party fails to object, however, the court is not required to conduct	
28		

James C. Mahan U.S. District Judge

1	"any review at all of any issue that is not the subject of an objection." Thomas v. Arn, 474 U.	
2	140, 149 (1985).	
3	The court finds that Magistrate Judge Hoffman did not err in recommending that plaintiff	
4	complaint be dismissed with prejudice. Plaintiff's complaint simply states that it offers	
5	"solution" to the apparent misuse of the water supply in Lake Mead and an unidentified problem	
6	at the "U.S. and Mexico border." Plaintiff makes no request for any type of relief, nor could he.	
7	Therefore, after reviewing Magistrate Judge Hoffman's report, defendant's objections, and	
8	the underlying complaint de novo, the court adopts the report and recommendation in full.	
9	Accordingly,	
10	IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Magistrate Judge	
11	Hoffman's report and recommendation (doc. # 4) be, and the same hereby are, ADOPTED in full	
12	IT IS FURTHER ORDERED that plaintiff's complaint (doc. # 1-1) be, and the same	
13	hereby is, DISMISSED with prejudice.	
14	DATED July 1, 2015.	
15	Xerres C. Mahan	
16	UNITED STATES DISTRICT JUDGE	
17		
18		
19		
20		
21		
22		
23		
24		
25		

26

27

28