

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 * * *

4 RONALD SATISH EMRIT,

5 Plaintiff,

6 v.

7 UNITED STATES DEPARTMENT OF
8 AGRICULTURE, *et al.*,

9 Defendants.

Case No. 2:16-cv-02703-APG-NJK

**ORDER ACCEPTING REPORT AND
RECOMMENDATION AND
DISMISSING CASE WITHOUT
PREJUDICE**

(ECF No. 6)

11 On December 2, 2016, Magistrate Judge Koppe issued a report and recommendation
12 recommending that I dismiss this case without prejudice because plaintiff Ronald Emrit did not
13 follow the required procedures imposed by Chief Judge Navarro's orders declaring him a
14 vexatious litigant. ECF No. 6. Emrit did not file an objection. Thus, I am not obligated to
15 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring
16 district courts to "make a de novo determination of those portions of the report or specified
17 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,
18 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings
19 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

20 I nevertheless conducted a de novo review. 28 U.S.C. § 636(b)(1). Judge Koppe sets forth
21 the proper legal analysis and factual basis for the decision.

22 IT IS THEREFORE ORDERED that Judge Koppe's report and recommendation (ECF
23 **No. 6)** is accepted. This case is dismissed without prejudice.

24 DATED this 4th day of January, 2017.

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27 ANDREW P. GORDON
28 UNITED STATES DISTRICT JUDGE