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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

EMANUEL BRYANT,

Plaintiff,

v.

CASIO, *et al.*,

Defendants.

Case No. 2:16-cv-003011-APG-VCF

**ORDER ON REPORT AND
RECOMMENDATION**

(ECF No. 3)

10 On January 12, 2017, Magistrate Judge Ferenbach recommended that I dismiss plaintiff
11 Emanuel Bryant's complaint without prejudice because his allegations of race discrimination
12 under 42 U.S.C. § 1981 were too speculative. ECF No. 3. Bryant did not file an objection. Thus,
13 I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C.
14 § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the
15 report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*,
16 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate
17 judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis
18 in original)).

19 IT IS THEREFORE ORDERED that Judge Ferenbach's report and recommendation
20 **(ECF No. 3) is accepted** and the complaint (ECF No. 1-1) is dismissed without prejudice.

21 IT IS FURTHER ORDERED that plaintiff Emanuel Bryant may file an amended
22 complaint on or before March 10, 2017. Failure to file an amended complaint will result in
23 dismissal of this case without prejudice.

24 DATED this 6th day of February, 2017.

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ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE