White v.	Berryhill
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4	UNITED STATES DIS	STRICT COURT	
5	DISTRICT OF	NEVADA	
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7	CATHY WHITE,	Case No. 2:18-CV-504 JCM (CWH)	
8	Plaintiff(s),	ORDER	
9	v.		
10	NANCY A. BERRYHILL,		
11	Defendant(s).		
12			
13	Presently before the court is Magistrate Ju	udge Hoffman's report and recommendation	
14	("R&R") in the matter of White v. Berryhill, case number 2:18-cv-00504-JCM-CWH. No		
15	objections have been filed, and the deadline for doing so has passed.		
16	Magistrate Judge Hoffman notes in his report and recommendation that plaintiff has failed		
17	to comply with the court's order dated May 24, 2018, (ECF No. 5) which required her to the an		
18	amended compraint by June 23, 2018. (ECF No. 5 at 1). In right of prainting statute to take any		
19	action in this case since the court issued its May 24, 2018, order, Magistrate Judge Horman		
20	concludes that plainting appears to have abandoned this ease. Id. See also Martinez V. fist, 951		
21	F.2d 1153, 1157 (9th Cir. 1991) (holding that failure	e to file a timely objection may waive the right	
22	to appeal the district court's order). Therefore, I	Magistrate Judge Hoffman recommends that	
23	plaintiff's case be dismissed without prejudice. (EC	CF No. 5 at 1).	
24	This court "may accept, reject, or mod	ify, in whole or in part, the findings or	
25 26	recommendations made by the magistrate." 28 U.S	.C. § 636(b)(1). Where a party timely objects	
26 27	to a magistrate judge's report and recommendation,	then the court is required to "make a de novo	
27 28	determination of those portions of the [report and re	ecommendation] to which objection is made."	
28	28 U.S.C. § 636(b)(1).		
an			

James C. Mahan U.S. District Judge

1	Where a party fails to object, however, the court is not required to conduct "any review at
2	all of any issue that is not the subject of an objection." Thomas v. Arn, 474 U.S. 140, 149
3	(1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a
4	magistrate judge's report and recommendation where no objections have been filed. See United
5	States v. Reyna-Tapia, 328 F.3d 1114 (9th Cir. 2003) (disregarding the standard of review
6	employed by the district court when reviewing a report and recommendation to which no
7	objections were made).
8	Nevertheless, this court conducted a de novo review to determine whether to adopt the
9	recommendation of the magistrate judge. Upon reviewing the recommendation and underlying
10	briefs, this court finds good cause appears to adopt the magistrate judge's findings in full.
11	Accordingly,
12	IT IS HEREBY ORDERED, ADJUDGED, and DECREED that Magistrate Judge
13	Hoffman's report and recommendation (ECF No. 5) are ADOPTED in their entirety.
14	IT IS FURTHER ORDERED that plaintiff's case be DISMISSED, without prejudice.
15	The clerk of court is instructed to enter judgment accordingly and close the case.
16	DATED November 15, 2018.
17	Jerry C. Mahan
18	UNITED STATES DISTRICT JUDGE
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