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2 UNITED STATES DISTRICT COURT  
3 DISTRICT OF NEVADA

4 Robert James Swint,

5 Plaintiff

6 v.

7 Central Intelligence Agency,

8 Defendant

Case No. 2:24-cv-00339-CDS-MDC

Order Adopting the Magistrate Judge's  
Report and Recommendation  
and Closing Case

[ECF No. 4]

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10 Pro se plaintiff Robert Swint brings this lawsuit alleging that defendant Central  
11 Intelligence Agency conducted underground, undercover operations. ECF No. 1-1. Swint  
12 submitted a short form application to proceed *in forma pauperis* (IFP). ECF No. 1. However,  
13 Magistrate Judge Maximiliano D. Couvillier III could not determine Swint's IFP status based on  
14 the information he provided in the short form application and denied the IFP application. Order,  
15 ECF No. 3. Judge Couvillier ordered Swint to file a long form IFP application to help determine  
16 whether he qualified for IFP status. *Id.* Swint did not file the long-form application by the  
17 deadline.

18 On April 19, 2024, Judge Couvillier issued a Report and Recommendation (R&R),  
19 recommending that I dismiss this action. R&R, ECF No. 4. Swint had until May 3, 2024 to file  
20 objections to the R&R. 28 U.S.C. § 636(b)(1); LR IB 3-2(a) (stating that parties wishing to object  
21 to an R&R must file objections within fourteen days). Swint has neither objected to the R&R nor  
22 complied with the court's order by filing a long-form IFP application. Although no review of  
23 Judge Couvillier's R&R is required because Swint failed to file any objections, I nonetheless  
24 reviewed the R&R. *See Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003) (“[n]o review  
25 is required of a magistrate judge's report and recommendation unless objections are filed”); *see also*  
26 *Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir.

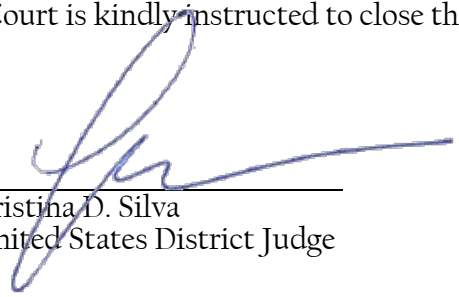
1 2003). I find no error in Judge Couvillier’s findings, especially since Swint failed to comply with  
2 this court’s order—which warrants dismissal. *See Malone v. U.S. Postal Service*, 833 F.2d 128, 130 (9th  
3 Cir. 1987) (affirming dismissal for failure to comply with court order). As such, I adopt the R&R  
4 in its entirety.

5 **Conclusion**

6 IT IS THEREFORE ORDERED that Magistrate Judge Couvillier’s report and  
7 recommendation [ECF No. 4] is ADOPTED in full.

8 This action is dismissed. The Clerk of Court is kindly instructed to close this case.

9 Dated: May 10, 2024

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12 Cristina D. Silva  
13 United States District Judge  
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