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UNITED STATES DISTRICT COURT

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DISTRICT OF NEVADA

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ANTHONY R. BOYKINS,

Case No. 3:19-cv-00485-MMD-WGC

7

Plaintiff,

ORDER

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v.

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AMANDA ALRED, *et al.*,

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Defendants.

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Pro se Plaintiff Anthony R. Boykins brings this action under 42 U.S.C. § 1983.

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Before the Court is the Report and Recommendation (“R&R” or “Recommendation”) of

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United States Magistrate Judge William G. Cobb (ECF No. 143), recommending the

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action be dismissed with prejudice. Plaintiff had until January 1, 2021 to file an objection.

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To date, no objection to the R&R has been filed. For this reason, and as explained below,

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the Court adopts the R&R, and will dismiss this action with prejudice.

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The Court “may accept, reject, or modify, in whole or in part, the findings or

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recommendations made by the magistrate judge.” 28 U.S.C. § 636(b)(1). Where a party

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fails to object to a magistrate judge’s recommendation, the Court is not required to

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conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas*

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v. Arn, 474 U.S. 140, 149 (1985); *see also United States v. Reyna-Tapia*, 328 F.3d 1114,

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1116 (9th Cir. 2003) (“De novo review of the magistrate judges’ findings and

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recommendations is required if, but *only* if, one or both parties file objections to the

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findings and recommendations.”) (emphasis in original); Fed. R. Civ. P. 72, Advisory

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Committee Notes (1983) (providing that the Court “need only satisfy itself that there is no

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clear error on the face of the record in order to accept the recommendation.”).

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Because there is no objection, the Court need not conduct de novo review, and is

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satisfied Judge Cobb did not clearly err. Here, Judge Cobb recommends the action be

1 dismissed with prejudice as a result of Plaintiff's failure to prosecute. (ECF No. 143 at 3.)
2 More specifically, Plaintiff has failed to file any other documents indicating an intent to
3 continue to prosecute this action and failed to keep the court apprised of his current
4 address. (*Id.*) The Court agrees with Judge Cobb. Having reviewed the R&R and the
5 record in this case, the Court will adopt the R&R in full.

6 It is therefore ordered that Judge Cobb's Report and Recommendation (ECF No.
7 143) is accepted and adopted in full.

8 It is further ordered that this action be dismissed with prejudice.

9 The Clerk of Court is directed to enter judgment accordingly and close this case.

10 DATED THIS 6th Day of January 2021.

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MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE

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