

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
No. 4:18-CV-32-BR

HENRY WILLIAMS, II,)
)
 Plaintiff,)
)
 v.)
)
 PITT COUNTY BOARD OF)
 EDUCATION,)
)
 Defendant.)
 _____)

ORDER

This matter is before the court on Magistrate Judge Robert B. Jones, Jr.’s Memorandum and Recommendation (“M&R”) recommending the court grant defendant’s motion to dismiss for plaintiff’s failure to state a claim under Federal Rule of Civil Procedure 12(b)(6). (DE # 43.) Plaintiff did not file an objection thereto.

“The Court is not required to review, under a de novo or any other standard, the factual or legal conclusion of the magistrate judge to which no objections have been raised.” Clark v. Harrah’s NC Casino Co., LLC, No. 1:17-CV-00240-MR-DLH, 2018 WL 4664136, at *1 (W.D.N.C. Sept. 28, 2018) (citing Thomas v. Arn, 474 U.S. 140, 150 (1985) (“There is no indication that Congress, in enacting § 636(b)(1)(C), intended to require a district judge to review a magistrate’s report to which no objections are filed.”)). Accordingly, the court ADOPTS the M&R as its own. Defendant’s motion to dismiss is ALLOWED. Plaintiff’s complaint is DISMISSED. The Clerk is DIRECTED to close the case.

This 23 March 2020.



W. Earl Britt
Senior U.S. District Judge