## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON PORTLAND DIVISION

LORI BOND,

Plaintiff,

v. No. 3:20-cv-01943-SB

SHRINERS HOSPITALS FOR CHILDREN.

OPINION AND ORDER

Defendant.

## MOSMAN, J.,

On March 1, 2021, Magistrate Judge Stacie F. Beckerman issued her Findings and Recommendation (F. & R.) [ECF 16]. Judge Beckerman recommended that I deny Plaintiff Lori Bond's Motion to Remand and Motion to Amend Complaint [ECF 6] and grant Defendant Shriners Hospitals for Children's Motion to Dismiss [ECF 4]. Plaintiff filed objections [ECF 18] and Defendant filed a response [ECF 19]. Upon review, I agree with Judge Beckerman and dismiss this case without prejudice.

## **DISCUSSION**

The magistrate judge makes only recommendations to the court, to which any party may file written objections. The court is not bound by the recommendations of the magistrate judge, but retains responsibility for making the final determination. The court is generally required to make a de novo determination regarding those portions of the report or specified findings or

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recommendation as to which an objection is made. 28 U.S.C. § 636(b)(1)(C). However, the court

is not required to review, de novo or under any other standard, the factual or legal conclusions of

the magistrate judge as to those portions of the F. & R. to which no objections are addressed. See

Thomas v. Arn, 474 U.S. 140, 149 (1985); United States v. Reyna-Tapia, 328 F.3d 1114, 1121

(9th Cir. 2003). While the level of scrutiny under which I am required to review the F. & R.

depends on whether or not objections have been filed, in either case, I am free to accept, reject,

or modify any part of the F. & R. 28 U.S.C. § 636(b)(1)(C).

**CONCLUSION** 

Upon review, I agree with Judge Beckerman's findings and recommendation and I

ADOPT the F. & R. [ECF 16]. I DENY Plaintiff's Motion to Remand and Motion to Amend

Complaint [ECF 6] and GRANT Defendant's Motion to Dismiss [ECF 4]. This case is dismissed

without prejudice.

IT IS SO ORDERED.

DATED this 9 day of April, 2021.

Michael W. Mosman MICHAEL W. MOSMAN

United States District Judge