

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Travis Shane Northcutt v. Sacramento Sheriff's Department, et al.

Northcutt · No. 2:24-cv-2503-DJC-JDP (P) · Decided June 6, 2025

SUMMARY

The United States District Court for the Eastern District of California adopted the magistrate judge’s findings and recommendations in a prisoner civil rights action under 42 U.S.C. § 1983. The court dismissed the action without prejudice for failure to prosecute, failure to comply with court orders, and failure to state a claim, and directed the clerk to close the case.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Daniel J. Calabretta
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	June 6, 2025
DOCKET	2:24-cv-2503-DJC-JDP (P)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's findings and recommendations in a prisoner civil-rights action after the plaintiff failed to file objections.
STANDARD OF REVIEW	The court presumed the magistrate judge's findings of fact were correct and reviewed the magistrate judge's conclusions of law de novo.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Travis Shane Northcutt v. Sacramento Sheriff's Department, et al.

TOPICS

- section 1983
- prisoners rights
- civil procedure

PRACTICE AREAS

- civil rights
- civil procedure
- prisoner litigation

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's findings and recommendations when plaintiff filed no objections.
2. Whether the action should be dismissed without prejudice for failure to prosecute, failure to comply with court orders, and failure to state a claim.

HOLDINGS

1. The district court may presume the magistrate judge's findings of fact are correct and reviews the magistrate judge's conclusions of law de novo.
2. The findings and recommendations filed April 18, 2025, were supported by the record and proper analysis and were adopted in full.
3. The action was dismissed without prejudice for failure to prosecute, failure to comply with court orders, and failure to state a claim.

KEY QUOTATIONS

“This action is DISMISSED without prejudice for failure to prosecute, failure to comply with court orders, and failure to state a claim for the reasons set forth in the January 29, 2025 order;” (at 1)

FACTUAL BACKGROUND

Plaintiff was a state prisoner proceeding pro se and sought relief under 42 U.S.C. § 1983. The court adopted the magistrate judge's findings and recommendations, which determined that dismissal was warranted for failure to prosecute, failure to comply with court orders, and failure to state a claim.

PROCEDURAL HISTORY

Plaintiff, a state prisoner proceeding pro se, filed an action under 42 U.S.C. § 1983. The matter was referred to a magistrate judge, who issued findings and recommendations on April 18, 2025. Plaintiff did not object. The district court adopted the findings and recommendations in full, dismissed the action without prejudice, and directed the clerk to close the case.

DISPOSITION

dismissed

CASES CITED

- Orand v. United States, 602 F.2d 207, 208 (9th Cir. 1979)
- Robbins v. Carey, 481 F.3d 1143, 1147 (9th Cir. 2007)

OPINION

(PC) Northcutt v. Sacramento Sheriff's Dept.

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 11 TRAVIS SHANE NORTHCUTT, Case No. 2:24-cv-2503-DJC-JDP (P) 12 Plaintiff, 13 v.
ORDER

14 SACRAMENTO SHERIFF'S

DEPARTMENT, et al., 15 Defendants. 16 17 Plaintiff, a state prisoner proceeding pro se, has filed
this civil rights action 18 seeking relief under 42 U.S.C. § 1983. The matter was referred to a
United States 19 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302. 20
On April 18, 2025, the Magistrate Judge filed findings and recommendations 21 herein which
were served on plaintiff, and which contained notice to plaintiff that any 22 objections to the
findings and recommendations were to be filed within fourteen 23 days. Plaintiff has not filed
objections to the findings and recommendations. 24 The Court presumes that any findings of fact
are correct. See *Orand v. United* 25 *States*, 602 F.2d 207, 208 (9th Cir. 1979). The Magistrate
Judge's conclusions of law 26 are reviewed de novo. See *Robbins v. Carey*, 48`1 F.3d 1143, 1147
(9th Cir. 2007) 27 (“[D]eterminations of law by the magistrate judge are reviewed de novo by both
the 28 1 | district court and [the appellate] court... .”). Having reviewed the file, the Court finds 2 |
the findings and recommendations to be supported by the record and by the proper 3 | analysis. 4
Accordingly, IT IS HEREBY ORDERED that: 5 1. The findings and recommendations, filed April
18, 2025, are adopted in full; 6 2. This action is DISMISSED without prejudice for failure to
prosecute, failure to 7 || comply with court orders, and failure to state a claim for the reasons set
forth in the 8 | January 29, 2025 order; and 9 3. The Clerk of Court is directed to close the case. 10
14 IT IS SO ORDERED. 12 | Dated: _ June 6, 2025 “Daal J CoO □□□□ Hon. Daniel alabretta
13 UNITED STATES DISTRICT JUDGE

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