

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

Brit F. Augborne v. Metro Police Officer Connor Malone, et al.

Augborne · No. 2:24-cv-00769-GMN-BNW · Decided November 24, 2025

SUMMARY

The United States District Court for the District of Nevada adopted a magistrate judge's Report and Recommendation because no objections were filed by the deadline. The court dismissed the action for the plaintiff's failure to file an amended complaint and directed the Clerk of Court to close the case.

OPINION

1 UNITED STATES DISTRICT COURT 2 DISTRICT OF NEVADA 3 BRIT F. AUGBORNE, 4
Plaintiff, Case No.: 2:24-cv-00769-GMN-BNW 5 vs. 6 ORDER ADOPTING REPORT AND
METRO POLICE OFFICER CONNOR RECOMMENDATION 7 MALONE, et al., 8
Defendants. 9 Pending before the Court is the Report and Recommendation ("R&R"), (ECF No.
28), 10 of United States Magistrate Judge Brenda Weksler, which recommends that this action be
11 dismissed for Plaintiff's failure to file an amended complaint by the court-ordered deadline.

12 A party may file specific written objections to the findings and recommendations of a 13
United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); 14
D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a de novo 15
determination of those portions to which objections are made if the Magistrate Judge's findings 16
and recommendations concern matters that may not be finally determined by a magistrate 17
judge.

D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the 18 findings
or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. 19 IB 3-
2(b). Where a party fails to object, however, the Court is not required to conduct "any 20 review at
all... of any issue that is not the subject of an objection." Thomas v. Arn, 474 U.S. 21 140, 149
(1985) (citing 28 U.S.C. § 636(b)(1)).

Indeed, the Ninth Circuit has recognized that a 22 district court is not required to review a
magistrate judge's R&R where no objections have been 23 filed. See, e.g., United States v.
Reyna-Tapia, 328 F.3d 1114, 1122 (9th Cir. 2003). 24 Here, no objections were filed, and the
deadline to do so has passed. (See R&R, ECF 25 No. 28) (setting a October 29, 2025, deadline for
objections).

Accordingly, the Court adopts the 1 in full. 2 Accordingly, 3 IT IS HEREBY ORDERED that the
Report and Recommendation, (ECF No. 28), is 4 } ACCEPTED and ADOPTED in full. 5 IT IS

FURTHER ORDERED that this case is DISMISSED for failure to file an 6 || amended complaint by the court-ordered deadline. 7 The Clerk of Court is kindly directed to close this case.

8 Dated this _24 day of November, 2025.: i, □ Gloria M. Naar, District Judge I United States
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