

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

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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