

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Shannon O. Murphy Esq. Sr. dba Sheetmetal & Associates v. U.S.
Department of Veterans Affairs

Murphy v. U.S. Department of Veterans Affairs · No. 2:25-cv-1887-TLN-CSK · Decided October 27, 2025

SUMMARY

The United States District Court for the Eastern District of California adopted the magistrate judge’s findings and recommendations after no objections were filed. The court denied the plaintiff’s motion to proceed in forma pauperis, dismissed the complaint without leave to amend, 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	Troy L. Nunley
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	October 27, 2025
DOCKET	2:25-cv-1887-TLN-CSK
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's findings and recommendations after no party filed objections.
STANDARD OF REVIEW	The district court presumed any findings of fact by the magistrate judge were correct and reviewed the magistrate judge's conclusions of law de novo.
PRECEDENTIAL VALUE	unpublished
PARTIES	Shannon O. Murphy Esq. Sr. dba Sheetmetal & Associates v. U.S. Department of Veterans Affairs

TOPICS

- civil procedure
- pleadings

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's findings and recommendations when no objections were filed.
2. Whether plaintiff's motion to proceed in forma pauperis should be denied.
3. Whether plaintiff's complaint should be dismissed without leave to amend.

HOLDINGS

1. The district court adopted the magistrate judge's findings and recommendations in full after reviewing the record and receiving no objections.
2. The court denied plaintiff's motion to proceed in forma pauperis and dismissed the complaint without leave to amend.

KEY QUOTATIONS

“The magistrate judge’s conclusions of law are reviewed de novo.” (at 1)

“Having reviewed the file, the Court finds the findings and recommendations to be supported by the record and by the proper analysis.” (at 1)

FACTUAL BACKGROUND

The opinion provides no underlying merits facts and resolves the matter on review of the magistrate judge's findings and recommendations. Plaintiff sought to proceed in forma pauperis and filed a complaint against the U.S. Department of Veterans Affairs.

PROCEDURAL HISTORY

On September 16, 2025, the magistrate judge issued findings and recommendations and served them on the parties with notice that objections were due within fourteen days. No objections were filed. The district court adopted the findings and recommendations in full, denied plaintiff's motion to proceed in forma pauperis, dismissed the complaint without leave to amend, 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

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF
CALIFORNIA 10 11 SHANNON O. MURPHY ESQ. SR. DBA SHEETMETAL &
ASSOCIATES, 12 No. 2:25-cv-1887-TLN-CSK Plaintiff, 13 v. 14 ORDER U.S. DEPARTMENT
OF VETERANS 15 AFFAIRS, 16 Defendant. 17 18 On September 16, 2025, the magistrate judge
filed findings and recommendations (ECF 19 No. 3), which were served on the parties and which
contained notice that any objections to the 20 findings and recommendations were to be filed
within fourteen (14) days.

(ECF No. 3). No 21 objections were filed and the time to do so has passed. 22 The Court presumes
that any findings of fact are correct. See *Orand v. United States*, 602 23 F.2d 207, 208 (9th Cir.
1979). The magistrate judge's conclusions of law are reviewed de novo. 24 See *Robbins v. Carey*,
481 F.3d 1143, 1147 (9th Cir. 2007) (“[D]eterminations of law by the 25 magistrate judge are
reviewed de novo by both the district court and [the appellate] court[.]”).

26 Having reviewed the file, the Court finds the findings and recommendations to be supported by
27 the record and by the proper analysis. 28 1 Accordingly, IT IS HEREBY ORDERED that: 2 1.
The findings and recommendations, (ECF No. 3), are ADOPTED IN FULL; and 3 2. Plaintiff's
motion to proceed in forma pauperis, (ECF No. 2), is DENIED; 4 3. Plaintiff's Complaint, (ECF
No. 1), is DISMISSED without leave to amend; and 5 4.

The Clerk of the Court is directed to CLOSE this case. 6 | Date: October 24, 2025 8 TROY L.
NUNLEY? CHIEF UNITED STATES DISTRICT JUDGE 10 11 12 13 14 15 16 17 18 19 20 21
22 23 24 25 26 27 28