

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Leila Marie Cruz v. Julia Ramzi, et al.

Cruz v. Ramzi · No. 2:25-cv-00985-TLN-JDP · Decided September 29, 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 dismissed the action without prejudice for failure to prosecute under Eastern District of California Local Rule 183(b).

CASE DETAILS

COURT	United States District Court for the Eastern District of California
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	September 29, 2025
DOCKET	2:25-cv-00985-TLN-JDP
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed and adopted a magistrate judge's findings and recommendations after no party filed objections.
STANDARD OF REVIEW	The district court presumed the magistrate judge's findings of fact correct and reviewed the magistrate judge's conclusions of law de novo.
PRECEDENTIAL VALUE	unknown

TOPICS

civil procedure sanctions

PRACTICE AREAS

civil procedure civil rights

QUESTIONS PRESENTED

- Whether the district court should adopt the magistrate judge's findings and recommendations when no objections were filed.
- Whether the action should be dismissed without prejudice for failure to prosecute.

HOLDINGS

1. The district court may presume the magistrate judge's findings of fact correct and review conclusions of law de novo; after reviewing the record, the court adopted the findings and recommendations.
2. The action was dismissed without prejudice for failure to prosecute.

KEY QUOTATIONS

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

“This action is dismissed without prejudice for failure to prosecute.” (at 1)

FACTUAL BACKGROUND

The opinion contains no substantive account of the underlying dispute. After the magistrate judge issued findings and recommendations, the parties received notice that objections were due within fourteen days, but no objections were filed.

PROCEDURAL HISTORY

The matter was referred to a United States Magistrate Judge under 28 U.S.C. § 636(b)(1)(B) and Eastern District of California Local Rule 302. The magistrate judge filed findings and recommendations on August 22, 2025, recommending disposition of the action. No objections were filed, and the district court adopted the findings and recommendations and dismissed the action without prejudice for failure to prosecute.

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 EASTERN DISTRICT OF
CALIFORNIA 10 11 LEILA MARIE CRUZ, Case No. 2:25-cv-00985-TLN-JDP 12 Plaintiff, 13
v. ORDER 14 JULIA RAMZI, et al., 15 Defendants. 16 17 This matter was referred to a United
States Magistrate Judge pursuant to 28 U.S.C. § 18 636(b)(1)(B) and Local Rule 302.

On August 22, 2025, the magistrate judge filed findings and 19 recommendations herein which
were served on the parties and which contained notice that any 20 objections to the findings and
recommendations were to be filed within fourteen days. No 21 objections were filed. 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 proposed findings and recommendations filed August 22, 2025 (ECF No. 4) are 3 ADOPTED; and 4 2. This action is dismissed without prejudice for failure to prosecute. See E.D. L.R. 5 183(b). 6 IT IS SO ORDERED. 7 Date: September 26, 2025 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28