

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior Judge Christine M. Arguello**

Civil Action No. 19-cv-01550-CMA-KLM

HUNTER ADAM MELNICK,

Plaintiff,

v.

RODNEY ACHEN, Case Manager,
LORI STALCAR, Mental Health Supervisor,
ALLISON V. ROWLAND, Mental Health Therapist,
LAURA BORREGO-GIBBS, SOTMP Supervisor,
KRISTY STANSELL, SOTMP Therapist,
AMY MOELLENBERG, CPO, and
MELISSA LAWRENCE,

Defendants.

**ORDER ADOPTING AND AFFIRMING OCTOBER 4, 2022, RECOMMENDATION OF
UNITED STATES MAGISTRATE JUDGE**

This matter is before the Court on the October 4, 2022, Recommendation of United States Magistrate Judge (Doc. # 157), wherein Magistrate Judge Kristen L. Mix recommends that Plaintiff's Motion for Voluntary Dismissal (Doc. # 150) be denied without prejudice. The Recommendation is incorporated herein by reference. See 28 U.S.C. § 636(b)(1)(B); Fed. R. Civ. P. 72(b). The Court affirms and adopts the Recommendation for the following reasons.

The Recommendation advised the parties that specific written objections were due within fourteen (14) days after being served with a copy of the Recommendation.

(Doc. # 157 at 3-4.) Despite this advisement, no objection to Magistrate Judge Mix's Recommendation has been filed.

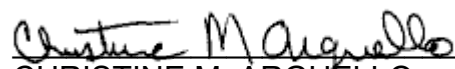
"[T]he district court is accorded considerable discretion with respect to the treatment of unchallenged magistrate reports. In the absence of timely objection, the district court may review a magistrate [judge's] report under any standard it deems appropriate." *Summers v. Utah*, 927 F.2d 1165, 1167 (10th Cir. 1991) (citing *Thomas v. Arn*, 474 U.S. 140, 150 (1985) (stating that "[i]t does not appear that Congress intended to require district court review of a magistrate's factual or legal conclusions, under a de novo or any other standard, when neither party objects to those findings")).

After reviewing the Recommendation of Magistrate Judge Mix, in addition to applicable portions of the record and relevant legal authority, the Court is satisfied that the Recommendation is sound and not clearly erroneous or contrary to law. See Fed. R. Civ. P. 72(a). Accordingly, the Court ORDERS as follows:

- The October 4, 2022, Recommendation of United States Magistrate Judge (Doc. # 157) is AFFIRMED and ADOPTED as an order of this Court; and
- Plaintiff's Motion for Voluntary Dismissal (Doc. # 150) is DENIED WITHOUT PREJUDICE.

DATED: October 25, 2022

BY THE COURT:


CHRISTINE M. ARGUELLO
Senior United States District Judge