

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH
CAROLINA**

Gino Roberto Trombini, Jr. v. Weldon Eugene Holtzclaw, Jr.

Trombini · No. 1:25-cv-12598-SAL · Decided November 21, 2025

SUMMARY

The United States District Court for the District of South Carolina adopted a magistrate judge's Report and Recommendation because the plaintiff filed no objections and the court found no clear error. The action was summarily dismissed without prejudice for failure to prosecute under Federal Rule of Civil Procedure 41.

OPINION

Trombini

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT
FOR DISTRICT OF SOUTH CAROLINA

Gino Roberto Trombini, Jr., #0882, C/A No.: 1:25-cv-12598-SAL Plaintiff, v.

ORDER

Weldon Eugene Holtzclaw, Jr., Defendant. This matter is before the court on the Report and Recommendation (the "Report") issued by United States Magistrate Judge Shiva V. Hodges, made in accordance with 28 U.S.C. § 636(b) and Local Civil Rule 73.02(B)(2) (D.S.C.), recommending the complaint be dismissed without prejudice failure to prosecute. [ECF No. 14.] Attached to the Report was a notice advising Plaintiff of the procedures and requirements for filing objections to the Report. *Id.* at 5. Plaintiff has not objected to the Report, and the time to do so has expired. The magistrate judge makes only a recommendation to this court. The recommendation has no presumptive weight, and the responsibility to make a final determination remains with this court. See *Mathews v. Weber*, 423 U.S. 261, 270–71 (1976). The court is charged with making a de novo determination of only those portions of the Report that have been specifically objected to, and the court may accept, reject, or modify the Report, in whole or in part. 28 U.S.C. § 636(b)(1). In the absence of objections, the court is not required to provide an explanation for adopting the Report and must "only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." *Diamond v. Colonial Life & Acc. Ins. Co.*, 416 F.3d 310, 315 (4th Cir. 2005) (citing Fed. R. Civ. P. 72 advisory committee's note). Finding no clear error in the Report, ECF No. 14, it is adopted and incorporated. Accordingly, this action is SUMMARILY DISMISSED without prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure. IT

ISSO ORDERED. November 21, 2025 Sherri A. Lydon Columbia, South Carolina United States District Judge

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