

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

Bleu Blaze Donahue v. Darren Hoschouer

Donahue · No. 6:26-cv-00152-AP · Decided April 9, 2026

SUMMARY

The United States District Court for the District of Oregon adopted a magistrate judge's Findings and Recommendation denying Plaintiff Bleu Blaze Donahue's motion to amend the complaint. The court dismissed the case with prejudice for failure to state a claim and declared all pending motions moot.

CASE DETAILS

COURT	United States District Court for the District of Oregon
WRITING FOR THE COURT	Ann Aiken
JURISDICTION	United States District Court for the District of Oregon
DECIDED	April 9, 2026
DOCKET	6:26-cv-00152-AP
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Findings and Recommendation recommending denial of Plaintiff's motion for leave to amend and dismissal for failure to state a claim. Plaintiff filed objections and additional motions.
STANDARD OF REVIEW	Under 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b)(3), objections to specified portions of a magistrate judge's findings and recommendations receive de novo review. For portions without objections, no review is required, although the district court may review sua sponte under a de novo or other standard; the Advisory Committee Notes recommend clear-error review when no timely objection is filed. The court reviewed the challenged materials and found no error.
PRECEDENTIAL VALUE	Unknown; district court order with no reported citation

TOPICS

civil procedure

motion to amend

motions to dismiss

pleadings

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's Findings and Recommendation after reviewing Plaintiff's objections.
2. Whether the action should be dismissed with prejudice for failure to state a claim.
3. Whether Plaintiff's motion for leave to file an amended complaint and other pending motions should be denied or treated as moot.

HOLDINGS

1. After reviewing Plaintiff's objections, the record, and the Findings and Recommendation, the district court found no error and adopted the Findings and Recommendation in full.
2. The action was dismissed with prejudice for failure to state a claim.
3. The pending motions were moot and did not require further consideration.

KEY QUOTATIONS

“If a party files objections to a magistrate judge’s findings and recommendations, “the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.”” (Legal Standards)

“For the reasons explained above, the Court ADOPTS Judge Potter’s F&R, ECF No. 12, in full. The case is DISMISSED with prejudice.” (Conclusion)

FACTUAL BACKGROUND

The opinion contains little substantive factual information about the underlying claims. Plaintiff, proceeding without counsel, sought leave to file an amended complaint, and the magistrate judge recommended denying that motion and dismissing the action for failure to state a claim. Plaintiff filed objections and several additional motions, which the district court found meritless or moot.

PROCEDURAL HISTORY

Magistrate Judge Amy E. Potter issued an F&R recommending denial of Plaintiff's motion for leave to file an amended complaint and dismissal of the case for failure to state a claim. Plaintiff filed objections and several additional motions. The district court reviewed the record, found no error, adopted the F&R in full, dismissed the case with prejudice, and declared the pending motions moot.

DISPOSITION

dismissed

CASES CITED

- Thomas v. Arn, 474 U.S. 140 (1985)

OPINION

Donahue

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

EUGENE DIVISION

BLEU BLAZE DONAHUE, Civ. No. 6:26-cv-00152-AP Plaintiff, ORDER v.

DARREN HOSCHOUER,

Defendant. _____ AIKEN, District Judge: Before the Court is a Findings and Recommendation (“F&R”) filed by Magistrate Judge Amy E. Potter, ECF No. 12. Judge Potter recommends that self-represented Plaintiff’s Motion for Leave to File an Amended Complaint, ECF No. 7, be denied and that the case be dismissed for failure to state a claim. For the reasons explained below, the Court ADOPTS Judge Potter’s F&R, ECF No. 12, in full. The case is DISMISSED with prejudice. All pending motions are MOOT.

LEGAL STANDARDS

Under the Federal Magistrates Act, the Court may “accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.” 28 U.S.C. § 636(b)(1). If a party files objections to a magistrate judge’s findings and recommendations, “the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” *Id.*; Fed. R. Civ. P. 72(b)(3). For those portions of a magistrate judge’s findings and recommendations to which neither party has objected, the Act does not prescribe any standard of review. See *Thomas v. Arn*, 474 U.S. 140, 152 (1985) (“There is no indication that Congress, in enacting [the Act], intended to require a district judge to review a magistrate’s report to which no objections are filed.”). Although no review is required in the absence of objections, the Magistrates Act “does not preclude further review by the district judge[] sua sponte . . . under a de novo or any other standard.” *Id.* at 150. The Advisory Committee Notes to Fed. R. Civ. P. 72(b) recommend that “[w]hen no timely objection is filed,” the court should review the recommendation for “clear error on the face of the record.” Here, Plaintiff filed Objections, ECF Nos. 14, 15, 18, 19, and several additional motions, ECF Nos. 10, 16, 20. The Court has reviewed the record, the F&R, and the four documents that contain objections and finds no error. The Court has also reviewed the additional pending motions and finds them without merit and moot. The Findings and Recommendation, ECF No. 12, is therefore ADOPTED.

CONCLUSION

For the reasons explained above, the Court ADOPTS Judge Potter’s F&R, ECF No. 12, in full. The case is DISMISSED with prejudice. All pending motions, ECF Nos. 10, 16, 20, are MOOT. Final judgment shall be entered accordingly. It is so ORDERED and DATED this __9_t_h__ day

of April 2026. /s/Ann Aiken
ANN AIKEN
United States District Judge

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