

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

Cabrera-Lopez v. Molis

Cabrera-Lopez · No. 25-CV-4730 (NEB/SGE) · Decided March 11, 2026

SUMMARY

The United States District Court for the District of Minnesota accepted a magistrate judge's Report and Recommendation after finding no clear error because no party objected. The court denied Wendy Cabrera-Lopez's petition for a writ of habeas corpus and dismissed the action with prejudice.

CASE DETAILS

COURT	United States District Court for the District of Minnesota
WRITING FOR THE COURT	Nancy E. Brasel
JURISDICTION	United States District Court for the District of Minnesota
DECIDED	March 11, 2026
DOCKET	25-CV-4730 (NEB/SGE)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's report and recommendation on a petition for a writ of habeas corpus after no party filed objections.
STANDARD OF REVIEW	Clear-error review of an unobjected-to report and recommendation under Federal Rule of Civil Procedure 72(b).
PRECEDENTIAL VALUE	unpublished
PARTIES	Wendy Cabrera-Lopez v. L. Molis, Warden

TOPICS

- federal habeas corpus
- post-conviction relief
- civil procedure

PRACTICE AREAS

- federal habeas corpus
- post-conviction relief
- civil procedure

QUESTIONS PRESENTED

- Whether the court should accept the magistrate judge's Report and Recommendation when no party objected and the recommendation contained no clear error.

2. Whether the habeas petition should be denied and the action dismissed with prejudice.

HOLDINGS

1. When no party objects to a magistrate judge's Report and Recommendation, the district court reviews it for clear error; finding no clear error, the court accepted the recommendation.
2. The petition for a writ of habeas corpus was denied, and the action was dismissed with prejudice.

KEY QUOTATIONS

“Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:” (at 2)

FACTUAL BACKGROUND

Wendy Cabrera-Lopez filed a petition for a writ of habeas corpus against L. Molis, Warden. The opinion provides no substantive facts concerning the underlying conviction, custody, or claims because the court resolved the matter by accepting the unobjected-to Report and Recommendation.

PROCEDURAL HISTORY

United States Magistrate Judge Shannon G. Elkins issued a Report and Recommendation on January 12, 2026. No party objected. The district court reviewed the recommendation for clear error, accepted it, denied the habeas petition, and dismissed the action with prejudice.

DISPOSITION

dismissed

CASES CITED

- *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam)

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA WENDY CABRERA-LOPEZ, Case No. 25-CV-4730 (NEB/SGE) Petitioner, v. ORDER ACCEPTING REPORT AND RECOMMENDATION L. MOLIS, Warden, Respondent. The Court has received the January 12, 2026 Report and Recommendation of United States Magistrate Judge Shannon G. Elkins (ECF No. 4.) No party has objected to that Report and Recommendation, and the Court therefore reviews it for clear error.

See Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT: 1.

The Report and Recommendation (ECF No. 4) is ACCEPTED; 2. The Petition for Writ of Habeas Corpus (ECF No. 1) is DENIED; and 3. The action is DISMISSED WITH PREJUDICE. LET JUDGMENT BE ENTERED ACCORDINGLY. Dated: March 11, 2026 BY THE COURT: s/Nancy E. Brasel Nancy E. Brasel United States District Judge 2