

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
OKLAHOMA

Bounthavy Mounivong v. Pamela Bondi, et al.

Mounivong · No. CIV-25-1483-PRW · Decided January 8, 2026

SUMMARY

The United States District Court for the Western District of Oklahoma adopted a magistrate judge’s Report and Recommendation recommending dismissal of Bounthavy Mounivong’s petition for a writ of habeas corpus. Because no objection was filed, the petition was dismissed without prejudice.

CASE DETAILS

COURT	United States District Court for the Western District of Oklahoma
WRITING FOR THE COURT	Patrick R. Wyrick
JURISDICTION	United States District Court for the Western District of Oklahoma
DECIDED	January 8, 2026
DOCKET	CIV-25-1483-PRW
DISPOSITION	dismissed
PROCEDURAL POSTURE	Petition for writ of habeas corpus; the district court reviewed and adopted a magistrate judge's Report and Recommendation recommending dismissal.
STANDARD OF REVIEW	The district court reviewed the magistrate judge's Report and Recommendation; the order does not state a more specific standard of review.
PRECEDENTIAL VALUE	unpublished district court order
PARTIES	Bounthavy Mounivong v. Pamela Bondi, et al.

TOPICS

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

PRACTICE AREAS

- Habeas corpus
- Federal courts
- Immigration

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's Report and Recommendation when the petitioner filed no objection.
2. Whether the petition for writ of habeas corpus should be dismissed without prejudice.

HOLDINGS

1. The district court adopted the magistrate judge's Report and Recommendation in full after reviewing it and receiving no objection from Petitioner.
2. The petition for writ of habeas corpus was dismissed without prejudice.

KEY QUOTATIONS

“Accordingly, the Court hereby ADOPTS the Report and Recommendation (Dkt. 15) in full. Petitioner’s Petition (Dkts. 1) is DISMISSED WITHOUT PREJUDICE.”

FACTUAL BACKGROUND

The opinion contains no substantive factual discussion concerning the underlying habeas claims. Bounthavy Mounivong filed a petition for writ of habeas corpus, and the magistrate judge recommended dismissal. Mounivong did not object to the Report and Recommendation.

PROCEDURAL HISTORY

Petitioner filed a petition for writ of habeas corpus. Magistrate Judge Chris Stephens issued a Report and Recommendation recommending dismissal and advised Petitioner that failure to object would waive appellate review. Petitioner filed no objection, and the district court adopted the Report and Recommendation in full and dismissed the petition without prejudice.

DISPOSITION

dismissed

CASES CITED

- Moore v. United States, 950 F.2d 656, 659 (10th Cir. 1991)
- United States v. 2121 E. 30th St., 73 F.3d 1057, 1060 (10th Cir. 1996)

OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF OKLAHOMA BOUNTHAVY MOUNIVONG,)) Petitioner,)) v.) Case No. CIV-25-1483-PRW) PAMELA BONDI, et al.,)) Defendants.) ORDER Before the Court is Magistrate Judge Chris Stephens’s Report and Recommendation (Dkt. 15), recommending that Petitioner’s Petition for Writ of Habeas Corpus (Dkt. 1) be dismissed.

Judge Stephens advised Petitioner of his right to object to the Report and Recommendation and that any failure to object would result in a waiver of the right to appellate review.¹ Petitioner has filed no objection to the Report and Recommendation. This Court has reviewed Magistrate Judge Stephens's Report and Recommendation (Dkt. 15) and agrees with the reasoning and conclusions therein.

Accordingly, the Court hereby ADOPTS the Report and Recommendation (Dkt. 15) in full. Petitioner's Petition (Dkts. 1) is DISMISSED WITHOUT PREJUDICE. ¹ See *Moore v. United States*, 950 F.2d 656, 659 (10th Cir. 1991); *United States v. 2121 E. 30th St.*, 73 F.3d 1057, 1060 (10th Cir. 1996). IT IS SO ORDERED this 8th day of January 2026. PATRICK R. WYRICK
UNITED STATES DISTRICT JUDGE