

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
TEXAS, SAN ANTONIO DIVISION

Angel C. Gonzales v. Freedom Mortgage Corporation

Gonzales v. Freedom Mortgage · No. No. SA-25-CV-01177-OLG · Decided January 28, 2026

SUMMARY

The United States District Court for the Western District of Texas adopted a magistrate judge’s Report and Recommendation after finding no objections and determining that the recommendation was neither clearly erroneous nor contrary to law. The court granted Freedom Mortgage Corporation’s motion to dismiss, dismissed the plaintiff’s claims, and closed the case.

CASE DETAILS

COURT	United States District Court for the Western District of Texas, San Antonio Division
WRITING FOR THE COURT	Orlando L. Garcia
JURISDICTION	United States District Court for the Western District of Texas, San Antonio Division
DECIDED	January 28, 2026
DOCKET	No. SA-25-CV-01177-OLG
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's report and recommendation on the defendant's motion to dismiss after no party filed objections.
STANDARD OF REVIEW	Clear-error review applies to portions of a magistrate judge's report and recommendation to which no party objects.
PRECEDENTIAL VALUE	Unknown
PARTIES	Angel C. Gonzales v. Freedom Mortgage Corporation

TOPICS

- motions to dismiss
- civil procedure

PRACTICE AREAS

- civil procedure
- real estate

QUESTIONS PRESENTED

1. Whether the magistrate judge's Report and Recommendation should be adopted when no party filed objections.
2. Whether the defendant's motion to dismiss should be granted and the plaintiff's claims dismissed.

HOLDINGS

1. When no party objects to a magistrate judge's findings and recommendations, the district court reviews the report and recommendation for clear error and will adopt it if it is neither clearly erroneous nor contrary to law.
2. The defendant's motion to dismiss the plaintiff's complaint is granted, and the plaintiff's claims are dismissed.

KEY QUOTATIONS

“After such review, the Court finds that the R&R is neither clearly erroneous nor contrary to law. Accordingly, the Court ADOPTS the Magistrate Judge’s R&R (Dkt. No. 15) and, for the reasons set forth therein, Defendant’s Motion to Dismiss Plaintiff’s Complaint (Dkt. No. 6) is GRANTED, and Plaintiff’s claims are DISMISSED. This case is CLOSED.”

FACTUAL BACKGROUND

The opinion contains no substantive factual discussion of the underlying dispute. It identifies the action as one involving Angel C. Gonzales and Freedom Mortgage Corporation and states that the defendant moved to dismiss the complaint.

PROCEDURAL HISTORY

Magistrate Judge Elizabeth S. Chestney issued a Report and Recommendation on December 5, 2025, recommending disposition of Freedom Mortgage Corporation's motion to dismiss. The Report and Recommendation was served by certified mail, and no party objected. The district court reviewed the recommendation for clear error, adopted it, granted the motion to dismiss, dismissed the plaintiff's claims, and closed the case.

DISPOSITION

dismissed

CASES CITED

- United States v. Wilson, 864 F.2d 1219, 1221 (5th Cir. 1989)

OPINION

FILED January 28, 2026 UNITED STATES DISTRICT COURT cron texas WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION py NM DEPUTY ANGEL C GONZALES, §

Plaintiff,: v.: NO. SA-25-CV-01177-OLG FREEDOM MORTGAGE: CORPORATION, §
Defendant.: ORDER ADOPTING REPORT AND RECOMMENDATION The Court has
considered United States Magistrate Judge Elizabeth S. Chestney's Report and Recommendation
(R&R), filed December 5, 2025, concerning Defendant's Motion to Dismiss Plaintiff's Complaint.

(See R&R, Dkt. No. 15.) Any party who desires to object to a Magistrate Judge's findings and
recommendations must serve and file specific written objections within 14 days after being served
with a copy of the findings and recommendations. FED. R. Civ. P. 72(b)(2). A copy of the R&R
was mailed by certified mail on December 8, 2025, and received on December 11, 2025.

(See Dkt. No. 16.) Because no party has objected to the Magistrate Judge's findings or
recommendations, the Court reviews the R&R for clear error. See *United States v. Wilson*, 864
F.2d 1219, 1221 (5th Cir. 1989); cf 28 U.S.C. § 636(b)(1) ("A judge of the court shall make a de
novo determination of those portions of the report or specified proposed findings or
recommendations to which an objection is made.") After such review, the Court finds that the
R&R is neither clearly erroneous nor contrary to law.

Accordingly, the Court ADOPTS the Magistrate Judge's R&R (Dkt. No. 15) and, for the reasons
set forth therein, Defendant's Motion to Dismiss Plaintiff's Complaint (Dkt. No. 6) is GRANTED,
and Plaintiff's claims are DISMISSED. This case is CLOSED. It is so ORDERED. SIGNED on
January "1L, 2026. ORLANDO L. GARCIA United States District Judge