

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
MICHIGAN, SOUTHERN DIVISION**

Marlo Darius Brown v. City of Warren, et al.

Brown · No. 2:25-cv-12415 · Decided December 9, 2025

SUMMARY

The United States District Court for the Eastern District of Michigan adopted a magistrate judge's report and recommendation recommending denial of Marlo Darius Brown's motion for a temporary restraining order. The court stayed and administratively closed the case under *Younger v. Harris* pending conclusion of Brown's ongoing state criminal prosecution, while permitting him to move to reopen within 60 days after that prosecution concludes.

OPINION

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION MARLO DARIUS BROWN, Plaintiff, Case No. 2:25-cv-12415 v. Honorable Susan K. DeClercq United States District Judge CITY OF WARREN, et al., Honorable Elizabeth A. Stafford Defendants. United States Magistrate Judge _____/
ORDER ADOPTING REPORT AND RECOMMENDATION (ECF No. 17), DENYING PLAINTIFF'S MOTION FOR A TEMPORARY RESTRAINING ORDER (ECF No. 13), AND SUA SPONTE STAYING AND ADMINISTRATIVELY CLOSING CASE On October 30, 2025, Magistrate Judge Elizabeth A. Stafford issued a report recommending that this Court deny Plaintiff Marlo Darius Brown's motion for a temporary restraining order.

ECF No. 17. Judge Stafford also recommended that this Court sua sponte stay and administratively close Brown's case under *Younger v. Harris*, 401 U.S. 37 (1971), because Brown's state criminal prosecution is ongoing *Id.* at PageID.66. Judge Stafford provided 14 days for objections to be filed, but no party filed objections. They have therefore forfeited their right to appeal Judge Stafford's findings.

See *Berkshire v. Dahl*, 928 F.3d 520, 530–31 (6th Cir. 2019) (citing *Thomas v. Arn*, 474 U.S. 140, 149 (1985)). Moreover, there is no prejudicial clear error in the report. Accordingly, it is ORDERED that the Report and Recommendation, ECF No. 17, is ADOPTED. Further, it is ORDERED that Plaintiff's Motion for a Temporary Restraining Order, ECF No. 13, is DENIED.

Further, it is ORDERED that the above-captioned case is STAYED and ADMINISTRATIVELY CLOSED until the conclusion of Brown's state criminal prosecution. Within 60 days of the conclusion of Brown's state criminal prosecution, he may move to reopen this case. This is not a

final order and does not close the above-captioned case. /s/Susan K. DeClercq SUSAN K.
DeCLERCQ United States District Judge Dated: December 9, 2025

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