

**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

OPINION

Brown

PER CURIAM.

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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