

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH
CAROLINA

**Jason McDaniels v. South Carolina State Conference of the NAACP,
Unknown Event Attendants, and Security Personnel (Does 1–10)**

McDaniels · No. 3:25-cv-14000-SAL-SVH · Decided May 28, 2026

SUMMARY

The United States District Court for the District of South Carolina adopts the magistrate judge’s Report and Recommendation concerning Plaintiff’s motions to proceed in forma pauperis. The court denies those motions, grants Plaintiff fourteen days to pay the \$405 filing fee, and directs that the case be dismissed without prejudice under 28 U.S.C. § 1915(g) if the fee is not timely paid.

CASE DETAILS

COURT	United States District Court for the District of South Carolina
WRITING FOR THE COURT	Sherri A. Lydon
JURISDICTION	United States District Court for the District of South Carolina
DECIDED	May 28, 2026
DOCKET	3:25-cv-14000-SAL-SVH
DISPOSITION	other
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Report and Recommendation addressing Plaintiff's motions to proceed in forma pauperis. No objections were filed.
STANDARD OF REVIEW	In the absence of objections to the magistrate judge's Report and Recommendation, the district court reviews the record for clear error. Specific objections would require de novo review of the challenged portions under 28 U.S.C. § 636(b)(1).
PRECEDENTIAL VALUE	Unknown; district court order

TOPICS

civil procedure

PRACTICE AREAS

civil procedure

civil rights

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's Report and Recommendation when Plaintiff filed no objections and the record showed no clear error.
2. Whether Plaintiff's motions to proceed in forma pauperis should be denied and Plaintiff required to pay the \$405 filing fee within fourteen days.

HOLDINGS

1. When no objections are filed, the district court may accept a magistrate judge's recommendation after satisfying itself that there is no clear error on the face of the record.
2. Plaintiff's motions to proceed in forma pauperis are denied, and Plaintiff must pay the \$405 filing fee within fourteen days of the order.
3. If Plaintiff fails to timely pay the filing fee, the Clerk must dismiss the matter without prejudice after the fourteen-day period, pursuant to 28 U.S.C. § 1915(g).

KEY QUOTATIONS

“only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.”

FACTUAL BACKGROUND

Plaintiff filed motions seeking leave to proceed in forma pauperis. The magistrate judge recommended denying those motions and requiring payment of the filing fee. Plaintiff did not object to the recommendation, and the district court found no clear error in the Report.

PROCEDURAL HISTORY

Magistrate Judge Shiva V. Hodges recommended denying Plaintiff's motion to proceed in forma pauperis and allowing fourteen days to pay the filing fee. Plaintiff was notified of the right to object but filed no objections. The district court reviewed the Report, found no clear error, adopted it, denied the in forma pauperis motions, and gave Plaintiff fourteen days to pay the \$405 filing fee, subject to dismissal without prejudice if the fee was not timely paid.

DISPOSITION

other

CASES CITED

- Mathews v. Weber, 423 U.S. 261, 270–71 (1976)
- Diamond v. Colonial Life & Accident Insurance Co., 416 F.3d 310, 315 (4th Cir. 2005)

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