

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
TEXAS

Joshua Martin v. Unknown Defendants

Martin · No. 1:25-CV-162 · Decided January 30, 2026

SUMMARY

The United States District Court for the Eastern District of Texas adopted the magistrate judge’s report and recommendation in Joshua Martin’s pro se Bivens civil rights action. The court dismissed the action without prejudice for want of prosecution under Federal Rule of Civil Procedure 41(b) and directed that final judgment be entered accordingly.

CASE DETAILS

COURT	United States District Court for the Eastern District of Texas
WRITING FOR THE COURT	Marcia A. Crone
JURISDICTION	United States District Court for the Eastern District of Texas
DECIDED	January 30, 2026
DOCKET	1:25-CV-162
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's report and recommendation recommending dismissal without prejudice for want of prosecution under Federal Rule of Civil Procedure 41(b).
PRECEDENTIAL VALUE	unpublished
PARTIES	Joshua Martin v. Unknown Defendants

TOPICS

- civil procedure
- prisoners rights
- civil rights
- remedies

PRACTICE AREAS

- civil procedure
- civil rights
- prisoners rights
- Bivens litigation

QUESTIONS PRESENTED

- Whether the district court should adopt the magistrate judge’s report and recommendation recommending dismissal without prejudice for want of prosecution under Federal Rule of Civil

Procedure 41(b).

HOLDINGS

1. The district court adopted the magistrate judge's findings of fact and conclusions of law and dismissed the action without prejudice for want of prosecution pursuant to Federal Rule of Civil Procedure 41(b).

KEY QUOTATIONS

“Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the Report and Recommendation of United States Magistrate Judge (#9) is ADOPTED.”

FACTUAL BACKGROUND

Joshua Martin is a prisoner confined at the United States Penitentiary in Beaumont, Texas. He filed a pro se civil-rights action under Bivens against unknown defendants. The magistrate judge recommended dismissal without prejudice for want of prosecution, and the parties filed no objections.

PROCEDURAL HISTORY

Joshua Martin, a federal prisoner proceeding pro se, filed a Bivens civil-rights action against unknown defendants. The matter was referred to Magistrate Judge Zack Hawthorn, who recommended dismissal without prejudice for want of prosecution on January 1, 2026. No objections were filed, and the district court adopted the report and recommendation and directed entry of final judgment.

DISPOSITION

dismissed

CASES CITED

- Bivens v. Six Unknown Agents of Federal Bureau of Narcotics, 403 U.S. 388 (1971)

OPINION

Martin

PER CURIAM.

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS

JOSHUA MARTIN, §

§ Plaintiff, § § versus § CIVIL ACTION NO. 1:25-CV-162 §

UNKNOWN DEFENDANTS, §

§ Defendants. §

ORDER ADOPTING THE MAGISTRATE

JUDGE’S REPORT AND RECOMMENDATION

Plaintiff Joshua Martin, a prisoner confined at the United States Penitentiary in Beaumont, Texas, proceeding pro se, filed this civil rights action pursuant to Bivens v. Six Unknown Agents of

Federal Bureau of Narcotics, 403 U.S. 388 (1971). The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. On January 1, 2026, the magistrate judge recommended dismissing the action without prejudice for want of prosecution pursuant to Federal Rule of Civil Procedure 41(b). To date, the parties have not filed objections to the report. The court received and considered the Report and Recommendation of United States Magistrate Judge pursuant to such referral, along with the record, pleadings and all available evidence. After careful review, the court finds that the findings of fact and conclusions of law of the United States Magistrate Judge are correct. Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the Report and Recommendation of United States Magistrate Judge (#9) is ADOPTED. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation. SIGNED at Beaumont, Texas, this 30th day of January, 2026.

MARCIA A. CRONE

UNITED STATES DISTRICT JUDGE