

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
TEXAS, MCALLEN DIVISION

David Abisai Reyes-Medrano v. Jorge Moreno, Sergeant Rodriguez,
and City of Edinburg

Reyes-Medrano v. Moreno, Rodriguez, and City of Edinburg, Civil Action No. 7:25-CV-00397 (S.D. Tex. Apr. 11, 2026) · No. 7:25-CV-00397 · Decided April 11, 2026

SUMMARY

The United States District Court for the Southern District of Texas accepted and adopted a magistrate judge’s Memorandum and Recommendation after no party objected. The court dismissed the plaintiff’s complaint with prejudice as frivolous under 28 U.S.C. § 1915.

CASE DETAILS

COURT	United States District Court for the Southern District of Texas, McAllen Division
WRITING FOR THE COURT	Drew B. Tipton
JURISDICTION	United States District Court for the Southern District of Texas, McAllen Division
DECIDED	April 11, 2026
DOCKET	7:25-CV-00397
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Memorandum and Recommendation recommending dismissal of the complaint. Because no party objected, the court reviewed the M&R for plain error, adopted it, and dismissed the complaint with prejudice as frivolous under 28 U.S.C. § 1915.
STANDARD OF REVIEW	Plain-error review of an unobjected-to magistrate judge's Memorandum and Recommendation.
PRECEDENTIAL VALUE	unpublished district court order
PARTIES	David Abisai Reyes-Medrano v. Jorge Moreno, Sergeant Rodriguez, City of Edinburg

TOPICS

section 1983

civil rights

civil procedure

pleadings

PRACTICE AREAS

civil rights

civil procedure

QUESTIONS PRESENTED

1. Whether the district court should accept and adopt the magistrate judge's Memorandum and Recommendation when no party filed an objection.
2. Whether the complaint should be dismissed with prejudice as frivolous under 28 U.S.C. § 1915.

HOLDINGS

1. When no party objects to the magistrate judge's Memorandum and Recommendation, the district court reviews the recommendation for plain error and, finding none, may accept and adopt it.
2. The complaint is dismissed with prejudice as frivolous under 28 U.S.C. § 1915.

KEY QUOTATIONS

“Judge Alanis’s M&R, (Dkt. No. 8), is *ACCEPTED* and *ADOPTED* in its entirety as the holding of the Court;”

FACTUAL BACKGROUND

The opinion provides no substantive facts underlying the civil-rights complaint. Plaintiff filed a complaint against Jorge Moreno, Sergeant Rodriguez, and the City of Edinburg, and the magistrate judge recommended dismissal as frivolous. The district court adopted that recommendation after no party objected.

PROCEDURAL HISTORY

Plaintiff filed a complaint. Magistrate Judge Juan F. Alanis issued a March 6, 2026 Memorandum and Recommendation recommending dismissal. After notice and an opportunity to object, no party filed an objection. The district court found no plain error, accepted and adopted the M&R, and dismissed the complaint with prejudice.

DISPOSITION

dismissed

CASES CITED

- *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005)

OPINION

Reyes-Medrano

PER CURIAM.

UNITED STATES DISTRICT COURT April 13, 2026

SOUTHERN DISTRICT OF TEXAS Nathan Ochsner, Clerk

MCALLEN DIVISION

DAVID ABISAI REYES-MEDRANO, §

§ Plaintiff, § § v. § Civil Action No. 7:25-CV-00397 §

JORGE MORENO, §

SERGEANT RODRIGUEZ, and §

CITY OF EDINBURG §

§ Defendants. §

ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND RECOMMENDATION

OF THE UNITED STATES MAGISTRATE JUDGE

Pending before the Court is the March 6, 2026, Memorandum and Recommendation (“M&R”) prepared by Magistrate Judge Juan F. Alanis. (Dkt. No. 8). Judge Alanis made findings and conclusions and recommended that Plaintiff’s Complaint, (Dkt. No. 2), be dismissed, (Dkt. No. 8). The Parties were provided proper notice and the opportunity to object to the M&R. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). No party filed an objection. As a result, review is straightforward: plain error. *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005). No plain error appears. Accordingly, the Court accepts the M&R and adopts it as the opinion of the Court. It is therefore ordered that:

(1) Judge Alanis’s M&R, (Dkt. No. 8), is ACCEPTED and ADOPTED in its entirety as the holding of the Court; and

(2) Plaintiff’s Complaint, (Dkt. No. 2), is DISMISSED with prejudice as frivolous under 28 U.S.C. § 1915. It is SO ORDERED. Signed on April 11, 2026.

DREW B. TIPTON

UNITED STATES DISTRICT JUDGE