

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

Roshan Pyarali Mansia v. Joseph B. Edlow

Civil Action No. 4:25-cv-03828 (S.D. Tex. Feb. 26, 2026) · No. 4:25-cv-03828 · Decided February 26, 2026

SUMMARY

The United States District Court for the Southern District of Texas adopted a magistrate judge’s recommendation and dismissed without prejudice an action seeking to compel USCIS to decide pending Forms I-918 and I-918A. The dismissal was based on the plaintiff’s failure to timely serve the defendant and file proof of service, and no party filed objections.

CASE DETAILS

COURT	United States District Court for the Southern District of Texas, Houston Division
WRITING FOR THE COURT	Charles Eskridge
JURISDICTION	United States District Court for the Southern District of Texas, Houston Division
DECIDED	February 26, 2026
DOCKET	4:25-cv-03828
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Memorandum and Recommendation recommending dismissal without prejudice for failure to timely serve the defendant. No party filed objections, and the district court adopted the recommendation and dismissed the action without prejudice.
STANDARD OF REVIEW	The district court reviews de novo those portions of a magistrate judge's recommendation to which a party specifically objects and may review unobjected-to portions for clear error on the face of the record.
PRECEDENTIAL VALUE	Unpublished district court order; precedential status unknown
PARTIES	Roshan Pyarali Mansia v. Joseph B. Edlow

TOPICS

- service of process
- civil procedure
- administrative procedure act
- immigration

PRACTICE AREAS

civil procedure

immigration

administrative law

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's Memorandum and Recommendation when no party filed objections.
2. Whether the action should be dismissed without prejudice for failure to timely serve the defendant and file proof of service.

HOLDINGS

1. When no party files specific objections, the district court may accept the unobjected-to portions of a magistrate judge's recommendation after determining that no clear error appears on the face of the record.
2. Dismissal without prejudice was warranted where the plaintiff failed to timely serve the defendant and failed to file proof of service despite explicit court orders and warnings.

FACTUAL BACKGROUND

Roshan Pyarali Mansia sued Joseph B. Edlow, the Director of United States Citizenship and Immigration Services, seeking a determination on pending Forms I-918 and I-918A. The district court ordered Mansia to serve Edlow within 90 days and warned that failure to file proof of service could result in dismissal. Mansia failed to file proof of service despite a later deadline and warning.

PROCEDURAL HISTORY

Mansia filed suit seeking to compel the Director of United States Citizenship and Immigration Services to issue determinations on pending Forms I-918 and I-918A. The district court ordered him to serve the defendant within 90 days and later warned that failure to file proof of service by January 7, 2026, would result in dismissal. Mansia filed no proof of service. Magistrate Judge Yvonne Y. Ho recommended dismissal without prejudice, and the district court adopted that recommendation after finding no clear error.

DISPOSITION

dismissed

CASES CITED

- United States v. Wilson, 864 F.2d 1219, 1221 (5th Cir. 1989)
- Guillory v. PPG Industries, Inc., 434 F.3d 303, 308 (5th Cir. 2005)
- Douglass v. United Services Automobile Association, 79 F.3d 1415, 1430 (5th Cir. 1996) (en banc)

OPINION

Mansia

PER CURIAM.

February 27, 2026 Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

HOUSTON DIVISION

ROSHAN PYARALI § CIVIL ACTION NUMBER

MANSIA, § 4:25-cv-03828 Plaintiff, § § § versus § JUDGE CHARLES ESKRIDGE § §

JOSEPH B. EDLOW, §

Defendant. §

ORDER ADOPTING

MEMORANDUM AND RECOMMENDATION

Plaintiff Roshan Pyarali Mansia filed this suit seeking to compel Defendant Joseph B. Edlow, Director of United States Citizenship and Immigration Services, to issue a determination on his pending Forms I-918 and I-918A. Dkt 1. Prior order on September 5, 2025, directed Plaintiff to serve Defendant within 90 days, or else risk “dismissal by the Court on its own initiative.” Dkt 5 at 1. Plaintiff failed to file proof of service. Later, on November 25, 2025, he was warned that failure to file proof of service by January 7, 2026, would result in dismissal of this action. Dkt 6. No proof of service has been filed. Pending is a Memorandum and Recommendation by Magistrate Judge Yvonne Y. Ho, recommending that this case be dismissed without prejudice lack of timely service. Dkt 7. The district court reviews de novo those conclusions of a magistrate judge to which a party has specifically objected. See FRCP 72(b)(3) & 28 USC § 636(b)(1)(C); see also *United States v Wilson*, 864 F2d 1219, 1221 (5th Cir 1989, per curiam). The district court may accept any other portions to which there’s no objection if satisfied that no clear error appears on the face of the record. See *Guillory v PPG Industries Inc*, 434 F3d 303, 308 (5th Cir 2005), citing *Douglass v United Services Automobile Association*, 79 F3d 1415, 1430 (5th Cir 1996, en banc); see also FRCP 72(b) advisory committee note (1983). None of the parties filed objections. No clear error otherwise appears upon review and consideration of the Memorandum and Recommendation, the record, and the applicable law. The Memorandum and Recommendation of the Magistrate Judge is ADOPTED as the Memorandum and Order of this Court. Dkt 7. This case is DISMISSED WITHOUT PREJUDICE. A final judgment will issue by separate order. SO ORDERED. Signed on February 26, 2026, at Houston, Texas. □□□ Honorable Charles Egkridge United States District Judge