

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
WEST VIRGINIA

Deangelo Jackson v. FCI Beckley Warden

Jackson v. FCI Beckley Warden · No. 5:24-cv-00680 · Decided May 26, 2026

SUMMARY

The United States District Court for the Southern District of West Virginia adopts the magistrate judge’s proposed findings and recommendation and denies Deangelo Jackson’s petition for habeas corpus under 28 U.S.C. § 2241 as moot. The court dismisses the matter because Jackson was no longer in federal custody and filed no objections to the PF&R.

CASE DETAILS

COURT	United States District Court for the Southern District of West Virginia
WRITING FOR THE COURT	Frank W. Volk
JURISDICTION	United States District Court for the Southern District of West Virginia
DECIDED	May 26, 2026
DOCKET	5:24-cv-00680
DISPOSITION	dismissed
PROCEDURAL POSTURE	Review of a magistrate judge's proposed findings and recommendation in a federal habeas action under 28 U.S.C. § 2241. The magistrate judge recommended denying the petition as moot because Petitioner was no longer in federal custody; no objections were filed.
STANDARD OF REVIEW	De novo review is required only for those portions of a magistrate judge's proposed findings and recommendation to which a party makes specific objection. Absent objections, the district court need not conduct de novo review; general and conclusory objections likewise do not require de novo review.
PRECEDENTIAL VALUE	unpublished district court order; nonprecedential status not expressly stated in the opinion
PARTIES	Deangelo Jackson v. FCI Beckley Warden

TOPICS

- federal habeas corpus
- post-conviction relief
- civil procedure

PRACTICE AREAS

federal habeas corpus

post-conviction relief

civil procedure

QUESTIONS PRESENTED

1. Whether the district court was required to conduct de novo review of the magistrate judge's proposed findings and recommendation when no objections were filed.
2. Whether Jackson's § 2241 habeas petition was moot because he was no longer in federal custody.

HOLDINGS

1. The district court was not required to conduct de novo or other review of the magistrate judge's factual or legal conclusions because Jackson filed no objections to the proposed findings and recommendation.
2. The § 2241 petition was moot because Jackson was no longer in federal custody, and the action was dismissed.

KEY QUOTATIONS

"The Court need not review, under a de novo or any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the findings or recommendation to which no objections are addressed." (Order at 1)

"Accordingly, the Court ADOPTS the PF&R [ECF 10], DENIES AS MOOT the Petition for a Writ of Habeas Corpus [ECF 1], and DISMISSES the matter." (Order at 1)

FACTUAL BACKGROUND

Jackson filed an emergency § 2241 habeas petition while apparently in federal custody. By the time the matter was adjudicated, Bureau of Prisons records indicated that Jackson had been released from custody on August 15, 2025. The proposed findings and recommendation therefore concluded that the petition was moot, and Jackson filed no objections.

PROCEDURAL HISTORY

Jackson filed an emergency petition for a writ of habeas corpus under 28 U.S.C. § 2241 on November 25, 2024. The matter was referred to Magistrate Judge Dwane L. Tinsley, who issued a proposed findings and recommendation on April 22, 2026, recommending denial as moot. After no objections were filed by the May 11, 2026 deadline, the district court adopted the recommendation, denied the petition as moot, and dismissed the action.

DISPOSITION

dismissed

CASES CITED

- Thomas v. Arn, 474 U.S. 140 (1985)

- United States v. De Leon-Ramirez, 925 F.3d 177, 181 (4th Cir. 2019)
- Snyder v. Ridenour, 889 F.2d 1363, 1366 (4th Cir. 1989)
- Orpiano v. Johnson, 687 F.2d 44, 47 (4th Cir. 1982)

OPINION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF WEST VIRGINIA AT BECKLEY DEANGELO JACKSON, Petitioner, v. CIVIL ACTION NO. 5:24-cv-00680 FCI BECKLEY WARDEN, Respondent. ORDER Pending is Petitioner Deangelo Jackson's Emergency Petition for Habeas Corpus Pursuant to 28 U.S.C. § 2241 [ECF 1], filed November 25, 2024. This action was previously referred to the Honorable Dwane L. Tinsley, United States Magistrate Judge, for submission of proposed findings and a recommendation ("PF&R").

Magistrate Judge Tinsley filed his PF&R on April 22, 2026. Magistrate Judge Tinsley recommended the Court Deny Mr. Jackson's Petition as moot inasmuch as Mr. Jackson is no longer in federal custody. [ECF 10 at 1–3].

The Court need not review, under a de novo or any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the findings or recommendation to which no objections are addressed. See *Thomas v. Arn*, 474 U.S. 140 (1985); see also 28 U.S.C. § 636(b)(1) ("A judge of the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made." (emphasis added)).

Failure to file timely objections constitutes a waiver of de novo review and the Petitioner's right to appeal the Court's order. See 28 U.S.C. § 636(b)(1); see also *United States v. De Leon- Ramirez*, 925 F.3d 177, 181 (4th Cir. 2019) (Parties may not typically "appeal a magistrate judge's findings that were not objected to below, as § 636(b) doesn't require de novo review absent objection."); *Snyder v. Ridenour*, 889 F.2d 1363, 1366 (4th Cir.

1989). Further, the Court need not conduct de novo review when a party "makes general and conclusory objections that do not direct the Court to a specific error in the magistrate's proposed findings and recommendations." *Orpiano v. Johnson*, 687 F.2d 44, 47 (4th Cir. 1982). Objections in this case were due on May 11, 2026. No objections were filed.'

Accordingly, the Court ADOPTS the PF&R [ECF 10], DENIES AS MOOT the Petition for a Writ of Habeas Corpus [ECF 1], and DISMISSES the matter. The Court directs the Clerk to transmit a copy of this Order to any counsel of record and any unrepresented party. ENTER: May 26, 2026 Qemigey Frank W. Volk "tems" Chief United States District Judge 'On April 23, 2026, a copy of the PF&R was mailed to Mr. Jackson at Beckley Federal Correctional Institution but was returned as undeliverable on May 8, 2026.

[ECF 11]. At this writing, the Bureau of Prisons' Inmate Locator indicates Mr. Jackson was released from custody on August 15, 2025. Inasmuch as Mr. Jackson has failed to keep the Court apprised of his current address as required by Local Rule of Civil Procedure 83.5, this matter is ready for adjudication.

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