

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

Jesus Cardona v. Maritime Association - I.L.A. Retirement Plan, et
al.

Cardona · No. H-25-1582 · Decided March 5, 2026

SUMMARY

The United States District Court for the Southern District of Texas adopted the Magistrate Judge’s Memorandum and Recommendation after conducting de novo review and receiving no objections. The court granted the defendants’ motion to dismiss and stated that a separate final judgment dismissing the action with prejudice would be entered.

CASE DETAILS

COURT	United States District Court for the Southern District of Texas, Houston Division
WRITING FOR THE COURT	Lee H. Rosenthal
JURISDICTION	United States District Court for the Southern District of Texas, Houston Division
DECIDED	March 5, 2026
DOCKET	H-25-1582
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court conducted de novo review of the defendants' motion to dismiss and the magistrate judge's Memorandum and Recommendation, to which no objections were filed.
STANDARD OF REVIEW	De novo review under Federal Rule of Civil Procedure 72(b) and 28 U.S.C. § 636(b)(1)(C).
PRECEDENTIAL VALUE	unknown

TOPICS

- motions to dismiss
- civil procedure
- erisa
- employee benefits

PRACTICE AREAS

- civil procedure
- ERISA
- employee benefits

QUESTIONS PRESENTED

1. Whether the defendants' motion to dismiss should be granted.
2. Whether the district court should adopt the magistrate judge's Memorandum and Recommendation after conducting de novo review.

HOLDINGS

1. The district court adopted the Memorandum and Recommendation as its own Memorandum and Order after de novo review.
2. The defendants' motion to dismiss was granted, and the civil action was ordered to be dismissed with prejudice.

KEY QUOTATIONS

“The defendants’ motion to dismiss, (Docket Entry No. 14), is granted. A final judgment dismissing this civil action with prejudice will be entered separately.”

FACTUAL BACKGROUND

The document does not recite the underlying factual allegations. It identifies a civil action brought by Jesus Cardona against the Maritime Association - I.L.A. Retirement Plan and other defendants.

PROCEDURAL HISTORY

Defendants moved to dismiss the civil action. The magistrate judge issued a Memorandum and Recommendation addressing the motion. The district court reviewed the motion, briefing, complaint, record, and recommendation de novo, adopted the recommendation, granted the motion to dismiss, and directed that final judgment dismissing the action with prejudice be entered separately.

DISPOSITION

dismissed

CASES CITED

- United States v. Wilson, 864 F.2d 1219, 1221 (5th Cir. 1989)

OPINION

Southern District of Texas IN THE UNITED STATES DISTRICT COURT ENTERED FOR THE SOUTHERN DISTRICT OF TEXAS March 07, 2026 HOUSTON DIVISION Nathan Ochsner, Clerk JESUS CARDONA, § Plaintiff, v. § CIVIL ACTION NO. H-25-1582 MARITIME ASSOCIATION - I.L.A RETIREMENT PLAN, e¢ al., § Defendants. ORDER ADOPTING MEMORANDUM AND RECOMMENDATION This court has reviewed de novo the defendants’ motion to dismiss, (Docket Entry No. 14); the related briefing and complaint, (Docket Entry Nos.

12, 15, 30); and the United States Magistrate Judge's Memorandum and Recommendation, (Docket Entry No. 31).

See FED. R. CIV. P. 72(b); 28 U.S.C. § 636(b)(1)(C); *United States v. Wilson*, 864 F.2d 1219, 1221 (Sth Cir. 1989). No objections were filed. This court finds that the Magistrate Judge accurately identified the alleged facts and correctly applied the law. Based on this court's de novo review of the motion, the briefing, the record, and the applicable law, the court adopts the Memorandum and Recommendation as this court's Memorandum and Order.

The defendants' motion to dismiss, (Docket Entry No. 14), is granted. A final judgment dismissing this civil action with prejudice will be entered separately. SIGNED on March 5, 2026, at Houston, Texas. LW Cnt Rosenthal Senior United States District Judge