

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
MICHIGAN, NORTHERN DIVISION

Burton v. Nurkala, et al.

Burton v. Nurkala · No. 2:24-cv-96 · Decided February 24, 2026

SUMMARY

The United States District Court for the Western District of Michigan approved and adopted the Magistrate Judge’s Report and Recommendation in this § 1983 action. The court granted Defendants’ motion for summary judgment, dismissed Plaintiff’s remaining claims, and certified that an appeal would not be taken in good faith.

CASE DETAILS

COURT	United States District Court for the Western District of Michigan, Northern Division
WRITING FOR THE COURT	Jane M. Beckering
JURISDICTION	United States District Court for the Western District of Michigan, Northern Division
DECIDED	February 24, 2026
DOCKET	2:24-cv-96
DISPOSITION	dismissed
PROCEDURAL POSTURE	State prisoner brought a civil rights action under 42 U.S.C. § 1983. Defendants moved for summary judgment, and the Magistrate Judge recommended granting the motion and dismissing the remaining claims. The District Court adopted the Report and Recommendation and granted summary judgment.
STANDARD OF REVIEW	Review under 28 U.S.C. § 636(b)(1) of an unobjected-to Report and Recommendation; the Order does not further specify the standard.
PRECEDENTIAL VALUE	Unpublished federal district court order; precedential status not stated.

TOPICS

- section 1983
- prisoners rights
- summary judgment
- civil rights
- civil procedure

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the District Court should adopt the Magistrate Judge's Report and Recommendation when no objections were filed.
2. Whether Defendants were entitled to summary judgment on Plaintiff's remaining § 1983 claims.
3. Whether Plaintiff's remaining claims should be dismissed.

HOLDINGS

1. The District Court approved and adopted the Magistrate Judge's Report and Recommendation as the opinion of the court because no objections were filed.
2. Defendants' motion for summary judgment was granted, and Plaintiff's remaining claims were dismissed.
3. The court certified under 28 U.S.C. § 1915(a)(3) that an appeal of the decision would not be taken in good faith.

KEY QUOTATIONS

“IT IS FURTHER ORDERED that the Motion for Summary Judgment (ECF No. 38) is GRANTED. Plaintiff’s remaining claims are DISMISSED.” (Order at 1)

“IT IS HEREBY ORDERED that the Report and Recommendation (ECF No. 41) is APPROVED and ADOPTED as the Opinion of the Court.” (Order at 1)

FACTUAL BACKGROUND

Ujuan Kirdell Burton, a state prisoner, brought a civil rights action under 42 U.S.C. § 1983. Defendants Marsha Nurkala, Beasley, and Holley moved for summary judgment on Plaintiff's remaining claims. The opinion does not describe the underlying conduct or factual allegations.

PROCEDURAL HISTORY

Defendants Nurkala, Beasley, and Holley filed a motion for summary judgment. The Magistrate Judge issued a Report and Recommendation on January 13, 2026, recommending that the motion be granted and Plaintiff's remaining claims be dismissed. No objections were filed, and the District Court approved and adopted the Report and Recommendation as the opinion of the court.

DISPOSITION

dismissed

CASES CITED

- *McGore v. Wrigglesworth*, 114 F.3d 601, 610-11 (6th Cir. 1997)

- Jones v. Bock, 549 U.S. 199, 206, 211-12 (2007)

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