

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH
CAROLINA

Marcus Mandrell Williams v. Ms. Favor, Tyria Frazier, Kinard
Gordon, and Pamela Smith

No. 0:25-14011-MGL-PJG, United States District Court for the District of South Carolina (April 23, 2026)

SUMMARY

The United States District Court for the District of South Carolina adopted a magistrate judge’s Report and Recommendation after the pro se plaintiff failed to file objections. The court dismissed without prejudice the plaintiff’s claims against Defendants Frazier, Gordon, and Smith without issuance and service of process, while providing notice of the right to appeal.

CASE DETAILS

COURT	United States District Court for the District of South Carolina
WRITING FOR THE COURT	Mary Geiger Lewis
JURISDICTION	United States District Court for the District of South Carolina, Rock Hill Division
DECIDED	April 23, 2026
DOCKET	0:25-14011-MGL-PJG
DISPOSITION	dismissed
PROCEDURAL POSTURE	Pro se prisoner civil-rights action under 42 U.S.C. § 1983; the district court reviewed and adopted a magistrate judge's report and recommendation to dismiss the complaint without prejudice and without issuance and service of process as to Defendants Frazier, Gordon, and Smith.
STANDARD OF REVIEW	When a party files specific objections to a magistrate judge's report and recommendation, the district court conducts de novo review of the challenged portions under 28 U.S.C. § 636(b)(1). In the absence of timely objections, the district court need only determine whether there is clear error on the face of the record.
PRECEDENTIAL VALUE	Unpublished district court order; nonprecedential
PARTIES	Marcus Mandrell Williams v. Ms. Favor, Tyria Frazier, Kinard Gordon, Pamela Smith

TOPICS

section 1983

prisoners rights

civil procedure

appellate procedure

PRACTICE AREAS

Civil rights

Federal civil procedure

Prisoner litigation

QUESTIONS PRESENTED

1. What standard of review applies when a party fails to object to a magistrate judge's report and recommendation?
2. Whether the magistrate judge's recommendation to dismiss Williams's complaint without prejudice and without issuance and service of process as to Frazier, Gordon, and Smith should be adopted.

HOLDINGS

1. When no timely objection is filed, the district court need not conduct de novo review and instead must satisfy itself that there is no clear error on the face of the record before accepting the recommendation.
2. The district court adopted the magistrate judge's report and recommendation and dismissed Williams's complaint without prejudice and without issuance of process as to his claims against Defendants Frazier, Gordon, and Smith.

KEY QUOTATIONS

"[I]n the absence of a timely filed objection, a district court need not conduct a de novo review, but instead must 'only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.'"

FACTUAL BACKGROUND

Williams, proceeding pro se, alleged that jail personnel violated his constitutional rights by denying him medical care while he was detained and awaiting trial. The magistrate judge recommended dismissal without prejudice and without issuance and service of process as to Defendants Tyria Frazier, Kinard Gordon, and Pamela Smith. Williams filed no objections to the report and recommendation.

PROCEDURAL HISTORY

Williams filed a § 1983 complaint alleging that jail personnel denied him medical care while he was detained awaiting trial. The magistrate judge recommended dismissal without prejudice and without issuance and service of process as to Frazier, Gordon, and Smith. After Williams failed to file objections, the district court reviewed the record for clear error, adopted the recommendation, and dismissed the complaint in part as to those defendants.

DISPOSITION

dismissed

CASES CITED

- Mathews v. Weber, 423 U.S. 261, 270 (1976)
- Diamond v. Colonial Life & Accident Insurance Co., 416 F.3d 310, 315 (4th Cir. 2005)
- Wright v. Collins, 766 F.2d 841, 845-46 (4th Cir. 1985)

OPINION

Favor

PER CURIAM.

Ss

OF SOUTHEY

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF SOUTH CAROLINA

ROCK HILL DIVISION

MARCUS MANDRELL WILLIAMS, §

Plaintiff, vs. Civil Action No. 0:25-14011-MGL-PJG

MS. FAVOR, TYRIA FRAZIER, KINARD

GORDON, and PAMELA SMITH, §

Defendants.

"ORDER ADOPTING REPORT AND RECOMMENDATION

AND SUMMARILY DISMISSING PLAINTIFF'S COMPLAINT IN PART

Plaintiff Marcus Williams filed this lawsuit pro se under 42 U.S.C. § 1983 alleging jail personnel violated his constitutional rights by denying him medical care while he was detained and awaiting trial. This matter is before the Court for review of the Report and Recommendation (the Report) of the United States Magistrate Judge suggesting to the Court Williams's complaint be dismissed without prejudice and without issuance and service of process as to Defendants Frazier, Gordon, and Smith. The Report was made in accordance with 28 U.S.C. § 636 and Local Civil Rule 73.02 for the District of South Carolina. The Magistrate Judge makes only a recommendation to this Court. The recommendation has no presumptive weight. The responsibility to make a final determination remains with the Court. Mathews v. Weber, 423 U.S. 261, 270 (1976). The Court is charged with making a de novo determination of those portions of the Report to which specific objection is made, and the Court may accept, reject, or modify, in whole or in part, the recommendation of the Magistrate Judge or recommit the matter with instructions. 28 U.S.C. § 636(b)(1). The Magistrate Judge filed the Report on March 16, 2026. To date, Williams has failed to file any objections. "[I]n the absence of a timely filed objection, a district court need not conduct a de novo review, but instead must 'only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.'" Diamond v. Colonial Life & Acc. Ins. Co., 416 F.3d 310, 315 (4th Cir. 2005) (quoting Fed. R. Civ. P. 72 advisory committee's note). Moreover, a failure to object waives appellate review. Wright v. Collins, 766 F.2d 841, 845-46 (4th

Cir. 1985). After a thorough review of the Report and the record in this case under the standard set forth above, the Court adopts the Report and incorporates it herein. It is the judgment of the Court Williams's complaint is DISMISSED WITHOUT PREJUDICE and without issuance of process as to his claims against Defendants Frazier, Gordon, and Smith. IT IS SO ORDERED. Signed this 23rd day of April 2026, in Columbia, South Carolina. s/ Mary Geiger Lewis

MARY GEIGER LEWIS

UNITED STATES DISTRICT JUDGE

NOTICE OF RIGHT TO APPEAL

Williams is hereby notified of his right to appeal this Order within thirty days from the date hereof, pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure.