

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF  
MICHIGAN

Ricky Moore v. Devonta Lyons, et al.

Moore · No. 23-11815 · Decided January 24, 2026

SUMMARY

The United States District Court for the Eastern District of Michigan considers Ricky Moore’s objections to a magistrate judge’s Report and Recommendation. Although the court accepts the untimely objections due to the plaintiff’s showing of cause, it overrules them as procedurally insufficient and leaves the case closed.

CASE DETAILS

|                       |                                                                                                                                                                                                                                                                                     |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | United States District Court for the Eastern District of Michigan                                                                                                                                                                                                                   |
| WRITING FOR THE COURT | Judith E. Levy                                                                                                                                                                                                                                                                      |
| JURISDICTION          | United States District Court for the Eastern District of Michigan                                                                                                                                                                                                                   |
| DECIDED               | January 24, 2026                                                                                                                                                                                                                                                                    |
| DOCKET                | 23-11815                                                                                                                                                                                                                                                                            |
| DISPOSITION           | other                                                                                                                                                                                                                                                                               |
| PROCEDURAL POSTURE    | Plaintiff objected to a magistrate judge's Report and Recommendation after the district court had adopted the recommendation and entered judgment. The district court accepted Plaintiff's explanation for the untimely objections but overruled them as procedurally insufficient. |
| STANDARD OF REVIEW    | Objections to a magistrate judge's report and recommendation must comply with Federal Rule of Civil Procedure 72(b)(2) and Eastern District of Michigan Local Rule 72.1(d); improper, vague, or repetitive objections do not provide a basis for relief.                            |
| PRECEDENTIAL VALUE    | Unpublished district court order; persuasive value only.                                                                                                                                                                                                                            |
| PARTIES               | Ricky Moore v. Devonta Lyons, et al.                                                                                                                                                                                                                                                |

TOPICS

civil procedure

PRACTICE AREAS

## QUESTIONS PRESENTED

1. Whether Plaintiff showed sufficient cause for the court to consider objections filed after the deadline.
2. Whether Plaintiff's objections complied with the requirement to specify the challenged portions of the R&R and state the basis for each objection.

## HOLDINGS

1. The court would consider Plaintiff's untimely objections because Plaintiff sufficiently showed cause for failing to file them within the deadline.
2. Objections to a magistrate judge's R&R are improper when they fail to specify the challenged portion of the R&R and state the basis for the objection; Plaintiff's objections therefore did not provide a basis for relief.

## KEY QUOTATIONS

*“For an objection to be proper, Eastern District of Michigan Local Rule 72.1(d)(1) requires parties to ‘specify the part of the order, proposed findings, recommendations, or report to which [the party] objects’ and to ‘state the basis for the objection.’” (PageID.229)*

*“For the reasons set above, Plaintiff’s objections are OVERRULED. This case remains closed.” (Conclusion)*

## FACTUAL BACKGROUND

Plaintiff Ricky Moore asserted that his mail had not been properly delivered to him, which caused him to submit objections to the magistrate judge's R&R after the objection deadline had passed. The district court found that explanation sufficient to consider the objections despite their untimeliness. The objections did not identify the portions of the R&R being challenged or state the grounds for the challenge.

## PROCEDURAL HISTORY

Magistrate Judge Kimberly G. Altman issued an R&R on July 18, 2025, with objections due within 14 days. The district court adopted the R&R and entered judgment on August 13, 2025, after noting that no objections had been filed. Plaintiff later submitted a change-of-address notice and objections, explaining that his mail had not been properly delivered. The court found sufficient cause to consider the late objections but overruled them because they did not specify the challenged portion of the R&R or state the basis for the objections.

## DISPOSITION

other

## CASES CITED

- *Pearce v. Chrysler Group LLC Pension Plan*, 893 F.3d 339, 346 (6th Cir. 2018)

- Coleman-Bey v. Bouchard, 287 F. App'x 420, 422 (6th Cir. 2008)
- Brumley v. Wingard, 269 F.3d 629, 647 (6th Cir. 2001)
- Miller v. Currie, 50 F.3d 373, 380 (6th Cir. 1995)

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