

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

David Abisai Reyes-Medrano v. Juan Manuel Garza, City of Pharr,
Jose Andrade, and Laura Renteria

Reyes-Medrano v. Garza · No. Civil Action No. 7:25-CV-00451 · Decided April 11, 2026

SUMMARY

The United States District Court for the Southern District of Texas accepted and adopted the magistrate judge's Memorandum and Recommendation after no party objected. The court dismissed the plaintiff's complaint with prejudice as frivolous under 28 U.S.C. § 1915.

CASE DETAILS

COURT	United States District Court for the Southern District of Texas, McAllen Division
WRITING FOR THE COURT	Drew B. Tipton
JURISDICTION	United States District Court for the Southern District of Texas, McAllen Division
DECIDED	April 11, 2026
DOCKET	Civil Action No. 7:25-CV-00451
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Memorandum and Recommendation recommending dismissal of Plaintiff's Complaint. No party objected, so the court reviewed the recommendation for plain error, accepted and adopted it, and dismissed the Complaint with prejudice as frivolous.
STANDARD OF REVIEW	Plain-error review because no party objected to the magistrate judge's Memorandum and Recommendation.
PRECEDENTIAL VALUE	Unpublished district court order; precedential status not stated in the opinion.

TOPICS

- civil procedure
- pleadings
- motions to dismiss

PRACTICE AREAS

civil procedure

civil rights

QUESTIONS PRESENTED

1. Whether the district court should accept and adopt the magistrate judge's Memorandum and Recommendation when no party filed an objection.
2. Whether Plaintiff's Complaint should be dismissed with prejudice as frivolous under 28 U.S.C. § 1915.

HOLDINGS

1. When no party objects to a magistrate judge's Memorandum and Recommendation, the district court reviews the recommendation for plain error; finding no plain error, the court may accept and adopt it.
2. The Complaint is dismissed with prejudice as frivolous under 28 U.S.C. § 1915.

KEY QUOTATIONS

“As a result, review is straightforward: plain error.”

“Plaintiff’s Complaint, (Dkt. No. 2), is DISMISSED with prejudice as frivolous under 28 U.S.C. § 1915.”

FACTUAL BACKGROUND

The order contains no substantive factual findings concerning the underlying dispute. It states only that Plaintiff filed a Complaint and that the magistrate judge recommended its dismissal as frivolous.

PROCEDURAL HISTORY

Magistrate Judge Juan F. Alanis issued a March 6, 2026, Memorandum and Recommendation recommending dismissal of Plaintiff's Complaint. The parties received notice and an opportunity to object under 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b), but no objections were filed. The district court found no plain error, adopted the recommendation as its opinion, and dismissed the Complaint with prejudice as frivolous under 28 U.S.C. § 1915.

DISPOSITION

dismissed

CASES CITED

- *Guillory v. PPG Industries, Inc.*, 434 F.3d 303, 308 (5th Cir. 2005)

OPINION

Garza

PER CURIAM.

UNITED STATES DISTRICT COURT April 13, 2026

SOUTHERN DISTRICT OF TEXAS Nathan Ochsner, Clerk

MCALLEN DIVISION

DAVID ABISAI REYES-MEDRANO, §

§ Plaintiff, § § v. § Civil Action No. 7:25-CV-00451 §

JUAN MANUEL GARZA, §

CITY OF PHARR, JOSE ANDRADE, and §

LAURA RENTERIA, §

§ Defendants. §

ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND RECOMMENDATION

OF THE UNITED STATES MAGISTRATE JUDGE

Pending before the Court is the March 6, 2026, Memorandum and Recommendation (“M&R”) prepared by Magistrate Judge Juan F. Alanis. (Dkt. No. 6). Judge Alanis made findings and conclusions and recommended that Plaintiff’s Complaint, (Dkt. No. 2), be dismissed, (Dkt. No. 6). The Parties were provided proper notice and the opportunity to object to the M&R. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). No party filed an objection. As a result, review is straightforward: plain error. *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005). No plain error appears. Accordingly, the Court accepts the M&R and adopts it as the opinion of the Court. It is therefore ordered that:

(1) Judge Alanis’s M&R, (Dkt. No. 6), is ACCEPTED and ADOPTED in its entirety as the holding of the Court; and

(2) Plaintiff’s Complaint, (Dkt. No. 2), is DISMISSED with prejudice as frivolous under 28 U.S.C. § 1915. It is SO ORDERED. Signed on April 11, 2026.

DREW B. TIPTON

UNITED STATES DISTRICT JUDGE