

**UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
NEW YORK**

Michael Caruthers v. Superintendent Uhler

23-CV-1124 (JLS) (JJM) · No. 23-CV-1124 (JLS) (JJM) · Decided June 16, 2026

OPINION

Caruthers

PER CURIAM.

SINES DISTRICT

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF NEW YORK S ry

JUN 16 2026

MICHAEL CARUTHERS,

W DISTRICT

Petitioner,

v. 23-CV-1124 (JLS) (JJM)

SUPERINTENDENT UHLER,

Respondent.

DECISION AND ORDER

Pro se Petitioner commenced this action on October 25, 2028, by filing a petition seeking habeas corpus relief pursuant to 28 U.S.C. § 2254. See Dkt. 1. The case has been referred to United States Magistrate Judge Jeremiah J. McCarthy for all proceedings under 28 U.S.C. §§ 636(b)(1)(A), (B), and (C). Dkt. 16. On May 20, 2026, Judge McCarthy issued a Report and Recommendation (R&R) recommending that the Petition be denied. Dkt. 17. Neither party filed objections, and the time to do so has expired. See *id.* A district court may accept, reject, or modify the findings or recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(8). A district court must conduct a de novo review of those portions of a magistrate judge's recommendation to which a party objects. See 28 U.S.C. § 636(b)(1)(C); Fed. R. Civ. P. 72(b)(8). But neither 28 U.S.C. § 636 nor Federal Rule of Civil Procedure 72 requires a district court to review the recommendation of a magistrate judge to which no objections are raised. See *Thomas v. Arn*, 474 U.S. 140, 149-50 (1985). This Court carefully reviewed the R&R and, based on that review, and in the absence of any objections, the Court accepts and adopts Judge McCarthy's recommendation. Accordingly, for the reasons in the R&R, the [1] Petition for a writ of habeas corpus is DENIED. The Clerk of Court is directed to close this case. SO ORDERED. Dated: June 16, 2026 Buffalo, New York

NI/ SINATRA, JR. _~

UND D STATES DISTRICT JUDGE

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