

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
MICHIGAN

Felicia Lipscomb v. Amazon Fullfilment Center

Lipscomb · No. 2:25-cv-10588 · Decided December 1, 2025

SUMMARY

The United States District Court for the Eastern District of Michigan adopted a magistrate judge’s report and recommendation recommending dismissal for failure to serve process. Because the plaintiff did not object, the court dismissed the complaint without prejudice and closed the case.

CASE DETAILS

COURT	United States District Court for the Eastern District of Michigan
WRITING FOR THE COURT	Susan K. DeClercq
JURISDICTION	United States District Court for the Eastern District of Michigan
DECIDED	December 1, 2025
DOCKET	2:25-cv-10588
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's report and recommendation recommending dismissal of the complaint for failure to serve process.
STANDARD OF REVIEW	The district court reviewed the unobjected-to report and recommendation for clear error.
PRECEDENTIAL VALUE	Unknown
PARTIES	Felicia Lipscomb v. Amazon Fullfilment Center

TOPICS

- service of process
- civil procedure

PRACTICE AREAS

- civil procedure
- federal civil procedure

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's report and recommendation when the plaintiff filed no objections.
2. Whether the complaint should be dismissed without prejudice for failure to serve process.

HOLDINGS

1. A party that fails to object within the prescribed period forfeits the right to appeal the magistrate judge's findings.
2. The report and recommendation was properly adopted, and the complaint was dismissed without prejudice for failure to serve process.

KEY QUOTATIONS

“This is a final order and closes the above-captioned case.”

FACTUAL BACKGROUND

Plaintiff Felicia Lipscomb filed a complaint against Amazon Fullfilment Center but failed to serve process. The magistrate judge recommended dismissal, and Lipscomb did not object within the prescribed 14-day period.

PROCEDURAL HISTORY

Magistrate Judge Elizabeth Stafford issued a report and recommendation recommending dismissal for failure to serve process and allowed 14 days for objections. Plaintiff filed no objections, and the district court adopted the recommendation, dismissed the complaint without prejudice, and closed the case.

DISPOSITION

dismissed

CASES CITED

- *Berkshire v. Dahl*, 928 F.3d 520, 530–31 (6th Cir. 2019)
- *Thomas v. Arn*, 474 U.S. 140, 149 (1985)

OPINION

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION FELICIA LIPSCOMB, Plaintiff, Case No. 2:25-cv-10588 v. Honorable Susan K. DeClercq United States District Judge AMAZON FULLFILMENT CENTER, Honorable Elizabeth A. Stafford United States Magistrate Judge Defendants.
_____/ ORDER ADOPTING REPORT AND RECOMMENDATION (ECF No. 12), AND DISMISSING PLAINTIFF’S COMPLAINT FOR FAILURE TO SERVE PROCESS On November 4, 2025, Magistrate Judge Elizabeth Stafford,

issued a report, ECF No. 12, recommending that this Court dismiss Plaintiff Felicia Lipscomb's complaint for failure to serve process.

Judge Stafford provided 14 days to object, ECF No. 12 at PageID.66, but Lipscomb did not do so. She has therefore forfeited her right to appeal Judge Stafford's findings. See *Berkshire v. Dahl*, 928 F.3d 520, 530–31 (6th Cir. 2019) (citing *Thomas v. Arn*, 474 U.S. 140, 149 (1985)).

Moreover, having reviewed the report and recommendation and the parties' filings, this Court agrees with Judge Stafford's recommendation and finds no clear error. So the report will be adopted in full. Accordingly, it is ORDERED that the Report and Recommendation, ECF No. 12, is ADOPTED. Further, it is ORDERED that Plaintiff's Complaint, ECF No. 1, is therefore DISMISSED WITHOUT PREJUDICE.

This is a final order and closes the above-captioned case. /s/Susan K. DeClercq SUSAN K. DeCLERCQ United States District Judge Dated: December 1, 2025