

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF  
TEXAS, TYLER DIVISION

Raheem Mark Miller v. Director, TDCJ-CID

Miller v. Director, TDCJ-CID · No. 6:25-cv-507-JDK-KNM · Decided March 18, 2026

SUMMARY

The United States District Court for the Eastern District of Texas adopts the magistrate judge’s report and recommendation in Raheem Mark Miller’s 28 U.S.C. § 2254 habeas petition. The court dismisses the petition with prejudice as barred by the statute of limitations and denies a certificate of appealability.

CASE DETAILS

|                       |                                                                                                                                                                                                                                                 |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | United States District Court for the Eastern District of Texas, Tyler Division                                                                                                                                                                  |
| WRITING FOR THE COURT | Jeremy D. Kernodle                                                                                                                                                                                                                              |
| JURISDICTION          | United States District Court for the Eastern District of Texas, Tyler Division                                                                                                                                                                  |
| DECIDED               | March 18, 2026                                                                                                                                                                                                                                  |
| DOCKET                | 6:25-cv-507-JDK-KNM                                                                                                                                                                                                                             |
| DISPOSITION           | dismissed                                                                                                                                                                                                                                       |
| PROCEDURAL POSTURE    | Federal habeas petition under 28 U.S.C. § 2254; the district court reviewed and adopted the magistrate judge's report and recommendation after the petitioner filed no objections.                                                              |
| STANDARD OF REVIEW    | When no objections are filed to a magistrate judge's report and recommendation, the district court reviews factual findings for clear error or abuse of discretion and reviews legal conclusions to determine whether they are contrary to law. |
| PRECEDENTIAL VALUE    | District court order; precedential status not stated in the opinion.                                                                                                                                                                            |
| PARTIES               | Raheem Mark Miller v. Director, TDCJ-CID                                                                                                                                                                                                        |

TOPICS

- federal habeas corpus
- post-conviction relief
- statute of limitations
- civil procedure

## PRACTICE AREAS

federal habeas corpus

post-conviction relief

civil procedure

## 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 § 2254 petition should be dismissed with prejudice as barred by the applicable statute of limitations.
3. Whether a certificate of appealability should be denied.

## HOLDINGS

1. When no objections are filed to a magistrate judge's report and recommendation, the district court reviews the findings for clear error or abuse of discretion and reviews the legal conclusions to determine whether they are contrary to law.
2. The petition was barred by the applicable statute of limitations and was properly dismissed with prejudice.
3. A certificate of appealability was denied.

## KEY QUOTATIONS

*"Having reviewed the Magistrate Judge's Report and the record in this case, the Court finds no clear error or abuse of discretion and no conclusions contrary to law."*

*"Accordingly, the Court hereby ADOPTS the Report and Recommendation of the United States Magistrate Judge (Docket No. 9) as the findings of this Court."*

## FACTUAL BACKGROUND

Raheem Mark Miller is an inmate in the custody of the Texas Department of Criminal Justice. He filed a federal habeas petition under 28 U.S.C. § 2254. The magistrate judge concluded that the petition was barred by the applicable statute of limitations, and Miller did not object to that recommendation.

## PROCEDURAL HISTORY

Miller, a Texas Department of Criminal Justice inmate proceeding pro se, filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254. The matter was referred to Magistrate Judge K. Nicole Mitchell, who recommended dismissal with prejudice as barred by the applicable statute of limitations and denial of a certificate of appealability. Miller filed no objections, so the district court reviewed the report for clear error, abuse of discretion, and legal conclusions contrary to law, adopted the report, denied the petition, and dismissed the action with prejudice.

## DISPOSITION

dismissed

#### CASES CITED

- *Douglass v. United Servs. Auto. Ass’n*, 79 F.3d 1415, 1430 (5th Cir. 1996) (en banc)
- *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989), cert. denied, 492 U.S. 918 (1989)

#### OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION RAHEEM MARK MILLER, § #02091262, § § Petitioner, § § v. § Case No.  
6:25-cv-507-JDK-KNM § DIRECTOR, TDCJ-CID, § § Respondent. § ORDER ADOPTING  
REPORT AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE  
Petitioner Raheem Mark Miller, a Texas Department of Criminal Justice inmate proceeding pro se,  
filed this federal petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254.

The petition was referred to United States Magistrate Judge K. Nicole Mitchell for findings of fact, conclusions of law, and recommendations for disposition. On February 17, 2026, Judge Mitchell issued a Report recommending that the petition be dismissed with prejudice as barred by the applicable statute of limitations, and that a certificate of appealability be denied.

Docket No. 9. A copy of this Report was sent to Petitioner, who has not filed written objections. This Court reviews the findings and conclusions of the Magistrate Judge de novo only if a party objects within fourteen days of service of the Report and Recommendation. 28 U.S.C. § 636(b)(1).

In conducting a de novo review, the Court examines the entire record and makes an independent assessment under the law. *Douglass v. United Servs. Auto. Ass’n*, 79 F.3d 1415, 1430 (5th Cir. 1996) (en banc), superseded on other grounds by statute, 28 U.S.C. § 636(b)(1) (extending the time to file objections from ten to fourteen days).

Here, Petitioner did not object in the prescribed period. The Court therefore reviews the Magistrate Judge’s findings for clear error or abuse of discretion and reviews the legal conclusions to determine whether they are contrary to law. See *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989), cert. denied, 492 U.S. 918 (1989) (holding that, if no objections to a Magistrate Judge’s Report are filed, the standard of review is “clearly erroneous, abuse of discretion and contrary to law”).

Having reviewed the Magistrate Judge’s Report and the record in this case, the Court finds no clear error or abuse of discretion and no conclusions contrary to law. Accordingly, the Court hereby ADOPTS the Report and Recommendation of the United States Magistrate Judge (Docket No. 9) as the findings of this Court. This petition for habeas corpus is hereby DENIED and this action is DISMISSED with prejudice.

So ORDERED and SIGNED this 18th day of March, 2026. JHREMYJD. KERN DLE UNITED STATES DISTRICT JUDGE

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