

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

Parker v. Zoox, Inc.

Parker · No. 2:25-cv-02513-JAD-EJY · Decided January 23, 2026

SUMMARY

The United States District Court for the District of Nevada adopted a magistrate judge’s report and recommendation recommending dismissal of Tameka L. Parker’s action against Zoox, Inc. because the complaint duplicated the complaint in another pending action involving the same parties and subject matter. The court dismissed the case, directed the Clerk to close it, and instructed that future related filings be submitted in the other case.

CASE DETAILS

COURT	United States District Court for the District of Nevada
WRITING FOR THE COURT	Jennifer A. Dorsey
JURISDICTION	United States District Court for the District of Nevada
DECIDED	January 23, 2026
DOCKET	2:25-cv-02513-JAD-EJY
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed and adopted a magistrate judge's report and recommendation recommending dismissal of the action because the complaint duplicated a complaint in another action pending in the same court against the same defendant.
STANDARD OF REVIEW	When no objections are filed, no review of a magistrate judge's report and recommendation is required under Ninth Circuit precedent; the district court nevertheless reviewed the recommendation and found good cause to adopt it.
PRECEDENTIAL VALUE	unpublished
PARTIES	Tameka L. Parker v. Zoox, Inc.

TOPICS

- res judicata
- civil procedure
- pleadings

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the action should be dismissed because the complaint duplicated an action brought by the same plaintiff against the same defendant in the same federal court.
2. Whether the district court should adopt the magistrate judge's report and recommendation when no objections were filed.

HOLDINGS

1. A plaintiff generally may not maintain two separate actions involving the same subject matter at the same time in the same federal court against the same defendant; because this complaint exactly duplicated the complaint in the earlier action, the case was properly dismissed.
2. The district court adopted the magistrate judge's report and recommendation in its entirety and dismissed the action after finding good cause to do so; no party had objected by the applicable deadline.

KEY QUOTATIONS

"Plaintiffs generally have no right to maintain two separate actions involving the same subject matter at the same time in the same court and against the same defendant." (at 1)

"IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation [ECF No. 4] is ADOPTED in its entirety, and THIS CASE IS DISMISSED for the reasons stated in the report and recommendation." (at 2)

FACTUAL BACKGROUND

The complaint in this action was an exact duplicate of the complaint filed in Parker's earlier action, Case No. 2:25-cv-1898-RFB-NJK. Both actions were brought by Tameka Parker against Zoox, Inc. in the United States District Court for the District of Nevada. The court concluded that allowing both actions to proceed would violate the claim-splitting doctrine.

PROCEDURAL HISTORY

Plaintiff filed this action on December 17, 2025. On December 29, 2025, Magistrate Judge Elayna J. Youchah recommended dismissal and closure because the complaint was an exact duplicate of the complaint in Case No. 2:25-cv-1898-RFB-NJK. No party objected by the January 12, 2026 deadline, and the district court adopted the recommendation in its entirety on January 23, 2026, dismissed the case, and directed the Clerk to close it.

DISPOSITION

dismissed

CASES CITED

- *Adams v. California Department of Health Services*, 487 F.3d 684, 688 (9th Cir. 2007)

- Taylor v. Sturgell, 553 U.S. 880 (2008)
- Walton v. Eaton Corp., 563 F.2d 66, 70 (3d Cir. 1977)
- Almaznai v. S-L Distribution Co., Case No. 20-cv-08487-JST, 2021 WL 4457025, at *5 n.5 (N.D. Cal. June 21, 2021)
- United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003)

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