

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
MISSISSIPPI, NORTHERN DIVISION

Jaquis Reed v. Sheriff Ward Calhoun

Civil No. 3:26-cv-187-HTW-LGI (S.D. Miss. June 23, 2026) · No. 3:26-cv-187-HTW-LGI · Decided June 23, 2026

SUMMARY

The United States District Court for the Southern District of Mississippi adopted a magistrate judge’s Report and Recommendation and dismissed Jaquis Reed’s habeas corpus case without prejudice for failure to prosecute and obey court orders. The court declined to issue a certificate of appealability under 28 U.S.C. § 2253.

CASE DETAILS

COURT	United States District Court for the Southern District of Mississippi, Northern Division
WRITING FOR THE COURT	Henry T. Wingate
JURISDICTION	United States District Court for the Southern District of Mississippi, Northern Division
DECIDED	June 23, 2026
DOCKET	3:26-cv-187-HTW-LGI
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Report and Recommendation in a federal habeas corpus case after no party filed objections.
STANDARD OF REVIEW	The district court adopted the magistrate judge's Report and Recommendation after no objections were filed; the order does not state a separate standard of review.
PRECEDENTIAL VALUE	unpublished
PARTIES	Jaquis Reed v. Sheriff Ward Calhoun

TOPICS

- federal habeas corpus
- post-conviction relief
- appellate procedure
- civil procedure

PRACTICE AREAS

federal habeas corpus

post-conviction relief

appellate procedure

QUESTIONS PRESENTED

1. Whether the habeas corpus case should be dismissed without prejudice for the petitioner's failure to prosecute and obey the court's orders.
2. Whether a certificate of appealability should issue under 28 U.S.C. § 2253.

HOLDINGS

1. The habeas corpus case was properly dismissed without prejudice because the petitioner failed to prosecute the case and obey the court's orders.
2. A certificate of appealability should not issue because the petitioner failed to satisfy the standard requiring a showing that reasonable jurists would debate both the validity of a constitutional claim and the correctness of the procedural ruling.

KEY QUOTATIONS

“that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this court] was correct in its procedural ruling.” (2)

FACTUAL BACKGROUND

The petitioner failed to prosecute the habeas corpus case and failed to obey the court's orders. The magistrate judge recommended dismissal without prejudice and denial of a certificate of appealability. No objections to that recommendation were filed.

PROCEDURAL HISTORY

Magistrate Judge LaKeysha Greer Isaac recommended dismissal without prejudice for failure to prosecute and obey court orders and recommended denying a certificate of appealability. The parties were given fourteen days to object, but no objection was filed. The district court adopted the Report and Recommendation, dismissed the habeas case without prejudice, and declined to issue a certificate of appealability.

DISPOSITION

dismissed

CASES CITED

- Slack v. McDaniel, 529 U.S. 473, 484 (2000)

OPINION

Reed

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

JAQUIS REED PETITIONER

v. CIVIL NO. 3:26-cv-187-HTW-LGI

SHERIFF WARD CALHOUN RESPONDENT

ORDER ADOPTING REPORT AND RECOMMENDATION,

DISMISSING CASE WITHOUT PREJUDICE, AND

DECLINING TO ISSUE A CERTIFICATE OF APPEALABILITY

BEFORE THIS COURT is the Report and Recommendation of United States Magistrate Judge LaKeysha Greer Isaac [ECF No. 7] filed June 2, 2026. In her Report and Recommendation, Magistrate Judge Isaac recommended that this habeas corpus case be dismissed without prejudice for Petitioner's failure to prosecute and obey the orders of the Court and that a certificate of appealability should not issue. Judge Isaac directed the parties to file any objections to her recommendation within fourteen (14) days. No objection was filed. Based upon the findings and recommendation contained in the Report and Recommendation, this Court finds it well-taken; therefore, this Court hereby adopts the Report and Recommendation [ECF No. 7] of the Magistrate Judge filed June 2, 2026, as the Order of this Court. IT IS THEREFORE ORDERED that the Court ADOPTS the Report and Recommendation [ECF No. 7] of the Magistrate Judge filed June 2, 2026, as the Order of this Court and this habeas corpus case is DISMISSED WITHOUT PREJUDICE for Petitioner's failure to prosecute and obey the Court's Orders. A separate Final Judgment will enter. IT IS FURTHER ORDERED that the Court will not issue a certificate of appealability under 28 U.S.C. § 2253 because Petitioner fails to show "that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this court] was correct in its procedural ruling." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). SO ORDERED, this the 23rd day of June, 2026.

s/HENRY T. WINGATE

UNITED STATES DISTRICT JUDGE

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