

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Christopher Ryan Merron v. Cavagnaro

No. 1:24-cv-00677 JLT BAM · No. No. 1:24-cv-00677 JLT BAM · Decided January 5, 2026

SUMMARY

The United States District Court for the Eastern District of California adopted findings and recommendations recommending dismissal of Christopher Ryan Merron's 42 U.S.C. § 1983 action against Cavagnaro. The court dismissed the action with prejudice for failure to state a claim, failure to obey a court order, and failure to prosecute, and directed the clerk to close the case.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Jennifer L. Thurston
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	January 5, 2026
DOCKET	No. 1:24-cv-00677 JLT BAM
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's findings and recommendations recommending dismissal with prejudice of a prisoner's § 1983 action.
STANDARD OF REVIEW	De novo review under 28 U.S.C. § 636(b)(1)(C).
PRECEDENTIAL VALUE	unpublished district court order

TOPICS

- section 1983
- prisoners rights
- civil procedure

PRACTICE AREAS

- civil procedure
- prisoner civil rights

QUESTIONS PRESENTED

- Whether the district court should adopt the magistrate judge's findings and recommendations after conducting de novo review under 28 U.S.C. § 636(b)(1)(C).

2. Whether the § 1983 action should be dismissed with prejudice for failure to state a claim, failure to obey a court order, and failure to prosecute.

HOLDINGS

1. The district court adopted the magistrate judge's findings and recommendations after concluding that they were supported by the record and proper analysis.
2. The action was dismissed with prejudice for failure to state a claim, failure to obey a court order, and failure to prosecute.

KEY QUOTATIONS

“This action is DISMISSED with prejudice for failure to state a claim, failure to obey a court order, and failure to prosecute.” (at 2)

FACTUAL BACKGROUND

Plaintiff Christopher Ryan Merron, a state prisoner proceeding pro se and in forma pauperis, brought a civil-rights action under 42 U.S.C. § 1983. After screening, the court determined that the complaint failed to state a cognizable claim and gave Plaintiff thirty days to file an amended complaint or a notice of voluntary dismissal. Plaintiff did not amend, voluntarily dismiss, communicate with the court, or object to the magistrate judge's recommendations.

PROCEDURAL HISTORY

The court screened Plaintiff's complaint and found that it failed to state a cognizable claim under 42 U.S.C. § 1983. Plaintiff was granted leave to amend or voluntarily dismiss, but did neither. The magistrate judge recommended dismissal with prejudice for failure to state a claim, failure to obey a court order, and failure to prosecute. Plaintiff filed no objections, and the district court conducted de novo review, adopted the findings and recommendations, dismissed the action with prejudice, and directed the Clerk to close the case.

DISPOSITION

dismissed

CASES CITED

- Wilkerson v. Wheeler, 772 F.3d 834, 838-39 (9th Cir. 2014)

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF
CALIFORNIA 10 11 CHRISTOPHER RYAN MERRON No. 1:24-cv-00677 JLT BAM 12
Plaintiff, ORDER ADOPTING FINDINGS AND RECOMMENDATIONS AND DISMISSING 13
v. ACTION WITH PREJUDICE 14 CAVAGNARO, (Doc. 12) 15 Defendant. 16 17 Christopher

Ryan Merron is a state prisoner proceeding pro se and in forma pauperis in 18 this civil rights action under 42 U.S.C. § 1983.

19 On October 22, 2025, the Court screened the complaint and found that it failed to state a 20 cognizable claim under 42 U.S.C. § 1983. The Court granted Plaintiff leave to file a first 21 amended complaint or a notice of voluntary dismissal within thirty days. (Doc. 11.) Plaintiff 22 failed to file an amended complaint or otherwise communicate with the Court.

23 On December 5, 2025, the magistrate judge issued findings and recommendations that 24 recommended this action be dismissed, with prejudice, for failure to state a claim, failure to obey 25 a Court order, and for failure to prosecute. (Doc. 12.)

The Court served the findings and 26 recommendations on Plaintiff and notified him that any objections were due within 14 days. (Id. 27 at 10.) The Court also warned Plaintiff that failure to file objections within the specified time 28 may result in the waiver of the right to challenge the magistrate's factual findings on appeal. (Id., 1 | citing *Wilkerson v. Wheeler*, 772 F.3d 834, 838-39 (9th Cir.

2014).) Plaintiff did not file 2 | objections, and the time in which to do so has expired. 3 According to 28 U.S.C. § 636 (b)(1)(C), this Court performed a de novo review of this 4 | case. Having carefully reviewed the matter, the Court concludes that the findings and 5 || recommendations are supported by the record and proper analysis.

Thus, the Court ORDERS: 6 1. The findings and recommendations issued on December 5, 2025, (Doc. 12), are 7 ADOPTED. 8 2. This action is DISMISSED with prejudice for failure to state a claim, failure to obey a 9 court order, and failure to prosecute. 10 3.

The Clerk of the Court is directed to close this case. 11 b IT IS SO ORDERED. 13 | Dated: _January 5, 2026 Cerin | Tower TED STATES DISTRICT JUDGE 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28