

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

ERIC FLORES

PLAINTIFF

V.

NO. 4:15-cv-00048-DMB-JMV

**UNITED STATES ATTORNEY
GENERAL; and FEDERAL BUREAU
OF INVESTIGATION**

DEFENDANTS

ORDER ADOPTING REPORT AND RECOMMENDATION

On April 20, 2015, Plaintiff Eric Flores filed a motion to proceed in forma pauperis and a “Motion to Transfer Multidistrict Litigation to the District of Columbia Pursuant to 27 U.S.C. & [sic] for Coordinated and Consolidated Pretrial Proceedings by Judicial Panel for Multidistrict Litigation.” Doc. #2; Doc. #3.

On June 3, 2015, U.S. Magistrate Judge Jane M. Virden issued a Report and Recommendation (“R&R”) recommending that: (1) Plaintiff’s motion to proceed in forma pauperis be granted; (2) Plaintiff’s motion to transfer be denied; and (3) “this action be dismissed as frivolous pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).” Doc. # 6 at 6. The R&R warned that “any ... objections [to the R&R] are required to be in writing and must be filed within fourteen days of this date. Failure to timely file written objections ... will bar an aggrieved party, except upon grounds of plain error, from attacking on appeal unobjected-to proposed factual findings and legal conclusions accepted by the district court.” Id. at 7 (citing *Douglass v. United Servs. Auto. Assoc.*, 79 F.3d 1415 (5th Cir. 1996)). A copy of the R&R was mailed to the pro se plaintiff via United States Postal Service on June 3, 2015.

More than fourteen days have elapsed since service of the R&R and no objection thereto has been filed or served by any party. Accordingly, this Court’s review of the R&R is limited to

plain error. See *Molina-Uribe v. U.S.*, No. B:97-97, 2009 WL 3535498, at *15 (S.D. Tex. Sep. 10, 2009) (“In the absence of plain error, a party’s failure to object timely to a Magistrate Judge’s Report and Recommendation waives any right to further judicial review of that decision.”) (citing *Douglass*, 79 F.3d at 1428–29).

The Court has reviewed the R&R and has found no plain error. Accordingly, the R&R [6] is **APPROVED and ADOPTED** as the opinion of the court. Thus, (1) Plaintiff’s motion to proceed in forma pauperis [2] is **GRANTED**; (2) Plaintiff’s motion to transfer [3] is **DENIED**; and (3) this case is **DISMISSED as frivolous** pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).

SO ORDERED, this 13th day of July, 2015.

/s/ Debra M. Brown
UNITED STATES DISTRICT JUDGE