

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

WLLIOTT WILLIAMS, #481914,

Plaintiff,

v.

JEFFREY CATOE, et al.,

Defendants.

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Case No. 6:17-cv-627-JDK-KNM

ORDER DENYING MOTION FOR DEFAULT JUDGMENT

Before the Court is Plaintiff's motion for default judgment. Docket No. 257.


This action was referred to United States Magistrate Judge K. Nicole Mitchell, who issued a Report and Recommendation recommending that Plaintiff's motion be denied. Docket No. 260.

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 Ass'n, 79 F.3d 1415, 1430 (5th Cir. 1996) (en banc), superseded on other grounds by statute, 28 U.S.C. § 636(b)(1) (extending the time to file objections from ten to fourteen days).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, Plaintiff 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 her 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 Recommendation, 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. 260) as the findings of this Court. It is therefore **ORDERED** that Plaintiff's motion for default judgment (Docket No. 257) is **DENIED**.

So **ORDERED** and **SIGNED** this **3rd** day of **November, 2020**.

  
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JEREMY D. KERNODLE  
UNITED STATES DISTRICT JUDGE