

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION**

Antuan Leanyear,

Plaintiff,

v.

B. MacDonald, Fort Wayne Police  
Officer#1837F, in his personal capacity;  
et al.,

Defendants.

Case No. 1:12-CV-136 JVB

**ORDER**

Defendants filed a motion to dismiss on March 18, 2014, asserting that this 42 U.S.C. § 1983 case should be dismissed under Federal Rule of Civil Procedure 41(b) for Plaintiff Antuan Leanyear's failure to prosecute it. (DE 45.) Although Mr. Leanyear was initially represented by counsel, he is now proceeding pro se. (DEs 1, 35.) The motion was referred to Magistrate Judge Roger Cosby for Report and Recommendation. (DE 46.)

On May 9, 2014, Judge Cosby issued the report and, due to Mr. Leanyear's apparent disinterest in pursuing this case---and pursuant to 28 U.S.C. § 636(b)(1)(B), Federal Rule of Civil Procedure 72(b), and Local Rule 72-1---recommended that Defendants' motion to dismiss be granted. As is customary, Judge Cosby included a notice with his recommendation that Leanyear had fourteen days to object. That deadline has long passed without any objection from Mr. Leanyear. In fact, the last communication from Mr. Leanyear to this Court was almost a year ago, on August 19, 2013.

The Court accepts Judge Cosby's Report and Recommendation (DE 50) and grants Defendants' Motion to Dismiss (DE 45) for the reasons stated in the Report and Recommendation. The Clerk is directed to dismiss this case with prejudice.

SO ORDERED on June 17, 2014.

S/ Joseph S. Van Bokkelen  
JOSEPH S. VAN BOKKELEN  
UNITED STATES DISTRICT JUDGE