## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

## ELSIE M. MAYARD,

Civil No. 05-1058 (RHK/JSM)

Plaintiff,

ORDER

v.

ROBERT A. DILDINE and GARY B. CRAWFORD,

Defendants.

The above-entitled matter comes before the Court upon the Report and

Recommendation of United States Magistrate Judge Janie S. Mayeron dated June 1, 2006.

No objections have been filed to that Report and Recommendation in the time period

permitted.

Upon all the files, records and proceedings herein, it is **ORDERED**:

- 1. The Report and Recommendation (Doc. No. 23) is **ADOPTED**;
- Defendants' Motion to Dismiss (Doc. No. 10) is GRANTED and the Complaint is DISMISSED WITH PREJUDICE; and
- Plaintiff's Motion for Summary Judgment (Doc. No. 19) is DENIED AS MOOT.

## LET JUDGMENT BE ENTERED ACCORDINGLY

Dated: June 27, 2006

s/Richard H. Kyle RICHARD H. KYLE United States District Judge