

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Tammy Lynn Stoe,

Civil No. 09-2673 (RHK/RLE)

Plaintiff,

ORDER

vs.

Fosston Family Dental, et al.,

Defendants.

Based upon the Report and Recommendation of United States Magistrate Judge
Raymond L. Erickson, and no objections thereto having been filed, **IT IS ORDERED:**

1. The Report and Recommendation (Doc. No. 5) is **ADOPTED**;
2. Plaintiff's Application to Proceed In Forma Pauperis (Doc. No. 2) is **DENIED AS MOOT**; and
3. This action is summarily **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction, for failure to state a claim upon which relief can be granted, and for lack of prosecution.

Dated: February 5, 2010

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