

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

PAUL FOURNIER,

Civil No. 09-3408 ADM/SRN

Plaintiff,

v.

ORDER

JASON CLIFTON,

Defendant.

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The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Susan Richard Nelson dated December 4, 2009. No objections have been filed to that Report and Recommendation in the time period permitted.

Based on the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein,

IT IS HEREBY ORDERED that:

1. Plaintiff's application to proceed in forma pauperis, (Docket No. 2), is **DENIED**; and
2. This action is summarily **DISMISSED** for lack of jurisdiction.

DATED: \_December 30, 2009

s/Ann D. Montgomery

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Judge Ann D. Montgomery  
United States District Court Judge