

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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RICHARD A. O'DONNELL,

Plaintiff,

v.

**ORDER**

Civil File No. 10-2523 (MJD/LIB)

LAKE STATE BANK, et al.,

Defendants.

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Richard A. O'Donnell, pro se.

Joseph J. Cassioppi and David R. Marshall, Fredrikson & Byron, PA, Counsel for Defendants.

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The above-entitled matter also comes before the Court upon the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois dated November 10, 2010. [Docket No. 34] Plaintiff Richard A. O'Donnell filed objections to the Report and Recommendation.

Pursuant to statute, the Court has conducted a de novo review upon the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the

Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois dated November 10, 2010.

Accordingly, based upon the files, records, and proceedings herein, **IT IS**

**HEREBY ORDERED:**

1. The Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois dated November 10, 2010 [Docket No. 34].
2. Plaintiff's Motion for Default Judgment [Docket No. 16] is **DENIED**.

Dated: December 13, 2010

s/ Michael J. Davis

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Michael J. Davis

Chief Judge

United States District Court