

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Dezeray M. Roblero-Barrios,

Civil 11-2281 MJD/FLN

Plaintiff,

v.

O R D E R

Minnesota Department of  
Corrections, et al.,

Defendants.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated September 27, 2011, all the files and records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that all claims presented in Plaintiff's complaint, except for Plaintiff's Eighth Amendment claim against Defendant Dan Krippner, are DISMISSED pursuant to 28 U.S.C. §1915(e)(2)(B)(ii).

DATED: October 28, 2011.  
at Minneapolis, Minnesota

s/Michael J. Davis  
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CHIEF JUDGE MICHAEL J. DAVIS  
United States District Court