UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

GARY P. SCOTT,

Plaintiff,

v.

GOVERNOR MARK DAYTON,
ATTORNEY GENERAL LORI
SWANSON, CAL LUDEMAN,
LUCINDA JESSON, DENNIS BENSON,
DANIEL STORKAMP, GREGORY
CARLSON, KEVIN MOSER, JANINE
HEBERT, TOM LUNDQUIST,
ELIZABETH BARBO, MRS. ANGIE
EASON, DEBBIE THAO, DR. ANN
MARIE LAVALLEY-WOOD,
TERRANCE KNEISEL, KELLI MINOR,
TIMOTHY GORR, DAVID BORNUS,
ERIK SKON, JAMIE JUNGERS, SUE
JOHNSON, YVETTE ANDERSON, ANN
ZIMMERMAN, AMANDA FUREY,
ANDREA KOSLOSKI, SUE LINDA
ANDERSON, and JAMES MARTINEZ,
each sued in their individual capacity and in
their official capacity as employees of the
Department of Human Services,

Defendants.

Case No. 11-CV-3714 (NEB/DJF)

ORDER ACCEPTING REPORT AND
RECOMMENDATION

The Court has received the January 3, 2023, Report and Recommendation of

United States Magistrate Judge Dulce J. Foster. (ECF No. 16.) No party has objected to

that Report and Recommendation, and the Court therefore reviews it for clear error. *See*

Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam).

Finding no clear error, and based upon all the files, records, and proceedings in the above-

captioned matter, IT IS HEREBY ORDERED THAT:

1.   The Report and Recommendation (ECF No. 16) is ACCEPTED;

2.   The following claims are DISMISSED WITHOUT PREJUDICE:

    a.   Ground One;

    b.   The unlawful-search claims raised in Ground Three;

    c.   Ground Four;

    d.   Ground Five;

    e.   Ground Six;

    f.   Ground Seven;

    g.   Ground Eight;

    h.   Ground Ten;

    i.   Ground Twelve;

    j.   Ground Thirteen;

    k.   Ground Fourteen;

    l.   Ground Fifteen;

    m.   Ground Sixteen;

    n.   Ground Eighteen;

o. Ground Nineteen;

p. Ground Twenty; and

q. Ground Twenty-One.

3. Defendant Mrs. Angie Eason is DISMISSED WITHOUT PREJUDICE from

this litigation.

4. Each of the remaining Defendants are DISMISSED WITHOUT PREJUDICE

in their personal capacities.

Dated: February 7, 2023   BY THE COURT:

                                           s/Nancy E. Brasel
                                           Nancy E. Brasel
                                           United States District Judge