## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Michael Lee,

Civil 13-799 PJS/FLN

Plaintiff,

٧.

ORDER

Jonathan Klingaman,

Defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by

United States Magistrate Judge Franklin L. Noel dated April 18, 2013, all the files and

records, and no objections having been filed to said Report and Recommendation,

## IT IS HEREBY ORDERED that:

- Plaintiff's application for leave to proceed *in forma pauperis* [ECF No. 2] is DENIED; and
- This action is summarily DISMISSED pursuant to 28 U.S.C. Section 1915(e)(2)(B)(ii).

DATED: 05/07, 2013. at Minneapolis, Minnesota s/Patrick J. Schiltz JUDGE PATRICK J. SCHILTZ United States District Court