

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

William Kevin Weaver,

Civil No. 13-2335 (PAM/LIB)

Plaintiff,

v.

**ORDER**

Wisconsin Central Ltd., Wisconsin Central Ltd, as successor in interest to Duluth Missabe and Iron Range Railway Company, Illinois Central Railroad Company, CN Transportation Limited, and Wisconsin Central Transportation Corporation,

Defendants.

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This matter is before the Court on the Report and Recommendation (“R&R”) of United States Magistrate Leo I. Brisbois dated January 27, 2014. The R&R recommended that with regard to Defendants Illinois Central Railroad Company, CN Transportation Limited, and Wisconsin Central Transportation Limited, Plaintiff’s Complaint should be dismissed for failure to effect service and for lack of prosecution. Plaintiff has since confirmed that Wisconsin Central Ltd. is the only Defendant that should be named in this suit. (Docket No. 17.) Based on Plaintiff’s submission, the Court adopts the R&R.

Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R (Docket No. 13) is **ADOPTED**; and
2. Defendants Illinois Central Railroad Company, CN Transportation Limited, and Wisconsin Central Transportation Limited are **DISMISSED with prejudice**.

Dated: February 26, 2014

*s/ Paul A. Magnuson* \_\_\_\_\_  
Paul A. Magnuson  
United States District Court Judge