

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Charles Edward Erdmann,

Civil No. 13-2982 (DWF/SER)

Plaintiff,

v.

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

Jeff Hanson; Thor Howe, Lakeville Police Department; Jason Haider, Lakeville Police Department; Agent Phil Windschitl, Dakota County; Agent Matt Wayne, Dakota County; Agent Casey Smith, Dakota County; Agent Dan Bianconi, Dakota County; Agent Bryan Schowalter, Dakota County; Agent Jeremiah Simonson, Dakota County; Agent Jeff Thul, Dakota County; Agent Tom Booth, Dakota County; Agent John Decker, Dakota County; Agent Cassie Redmond, Dakota County; Agent Derek Schultz, Dakota County; Agent Chris Roche, Dakota County; Agent Blake Pederson, Dakota County; and Agent John Larrive, Dakota County,

Defendants.

The above matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Steven E. Rau dated January 13, 2014. (Doc. No. 4.) No objections have been filed to that Report and Recommendation in the time period permitted. The factual background for the above-entitled matter is clearly and precisely set forth in the Report and Recommendation and is incorporated by reference. Based

upon the Report and Recommendation of the Magistrate Judge, and upon all of the files, records, and proceedings herein, the Court now makes and enters the following:

ORDER

1. Magistrate Judge Steven E. Rau's January 13, 2014 Report and Recommendation (Doc. No. [4]) is **ADOPTED**.
2. This action is **DISMISSED WITHOUT PREJUDICE**.
3. Plaintiff's application to proceed *in forma pauperis* (Doc. No. [2]) is **DENIED AS MOOT**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: January 28, 2014

s/Donovan W. Frank
DONOVAN W. FRANK
United States District Judge