UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

A.B., by and through his parents and natural guardians Z. Jill Barclift and Adolph Barclift,

Civil No. 14-0466 (MJD/HB)

Plaintiffs,

v.

ORDER ON REPORT AND RECOMMENDATION

Westonka Independent School District 277,

Defendant.

The above-entitled matter came before the Court upon the Report and Recommendation of the United States Magistrate Judge. Plaintiffs object to the Magistrate Judge's finding that no exception to the exhaustion of administrative remedies requirement under the Individuals With Disabilities Education Act ("IDEA") applies in this case.

Pursuant to statute, the Court has conducted a <u>de novo</u> review of the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based on the Court's <u>de novo</u> review the Court will adopt the Report and Recommendation and affirm the Order.

IT IS HEREBY ORDERED that:

- 1. The Report and Recommendation is **ADOPTED**;
- Defendant's Motion for Judgment on the Pleadings [Doc. No. 15] is GRANTED, and
- 3. This case is **DISMISSED WITH PREJUDICE**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: January 26, 2015

<u>s/ Michael J. Davis</u> Michael J. Davis Chief Judge United States District Court