

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MINNESOTA**

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RITA HEMPHILL,

Civil No. 15-2107 (JRT/FLN)

Plaintiff,

v.

**ORDER ON REPORT  
AND RECOMMENDATION**

JULIE NICKLIN,

Defendant.

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Rita Hemphill, 18668-424, FCI- Waseca, PO Box 1731, Waseca, MN 56093,  
*pro se* plaintiff,

Ana H. Voss, D. Gerald Wilhelm, Assistant United States Attorneys, **UNITED STATES ATTORNEY'S OFFICE**, 300 South Fourth Street, Suite 600, Minneapolis, MN 55415, for defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated May 6, 2015, all the files and records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that:

1. Petitioner Rita Hemphill's petition for a writ of habeas corpus [Docket No. 1] is **DENIED**.
2. This action is **DISMISSED WITHOUT PREJUDICE FOR LACK OF JURISDICTION**.
3. Hemphill's motion to appoint counsel [Docket No. 2] is **DENIED AS MOOT**.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

DATED: June 9, 2015  
at Minneapolis, Minnesota.

s/John R. Tunheim  
JOHN R. TUNHEIM  
United States District Judge