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## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Mauro Flores,	
Plaintiff,	Case No. 16-cv-1860 ADM/FLN
v.	ORDER
Kevin Moser et al.,	
Defendant.	
Based upon the Findings of Fact, C	Conclusions of Law, and Recommendation by United
States Magistrate Judge Franklin L. Noel o	lated March 7, 2017, all the files and records, and no
objections having been filed to said Repor	t and Recommendation,
IT IS HEREBY ORDERED that	the Defendants' motion to dismiss (ECF No. 8) is
DENIED as moot.	
DATED: March 29, 2017	s/Ann D. Montgomery Ann D. Montgomery United States District Court Judge
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