## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

## CLIFFORD THOMPSON,

Civil Nos. 16-4024 (JRT/LIB)

Plaintiff,

v.

WESTMOR INDUSTRIES,

## ORDER ADOPTING REPORT AND RECOMMENDATIONS

Defendant,

Clifford Thompson, 25417 County Road 1, Hancock, MN 56244, pro se plaintiff.

Melissa Dosick Riethof, Bradley Lindeman, **MEAGHER & GEER**, **P.L.L.P.**, 33 South Sixth Street, Suite 4400, Minneapolis, MN 55402, for defendant.

Based upon the Report and Recommendation of United States Magistrate Judge

Leo I. Brisbois, and after an independent review of the files, records and proceedings in

the above-entitled matter, IT IS HEREBY ORDERED that Defendant's Motion to

Dismiss, [Docket No. 4], is **DENIED WITHOUT PREJUDICE** as moot.

## LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 30, 2017 at Minneapolis, Minnesota <u>s/John R. Tunheim</u> JOHN R. TUNHEIM Chief Judge United States District Court