

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

VANOKA J. WASHINGTON,

Plaintiff,

Civil No. 16-4100 (JRT/BRT)

v.

BNSF RAILWAY “John Doe” Owner -
Partner(s) - et al.; Respondeat Superior “John
Doe” BNSF Railway Engineer - Inspector -
Employee,

Defendants.

**ORDER ON REPORT
AND RECOMMENDATION**

Vanoka J. Washington, 1142 Superior Street, Aurora, IL 60505, *pro se*
plaintiff.

The above matter comes before the Court upon the Report and Recommendation
of United States Magistrate Judge Becky R. Thorson dated January 6, 2017. No
objections have been filed to that Report and Recommendation in the time period
permitted.

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

IT IS HEREBY ORDERED that:

1. This matter is **SUMMARILY DISMISSED WITHOUT PREJUDICE**
pursuant to U.S.C. § 1915(e)(2)(B).

2. Plaintiff Vanoka J. Washington's application to proceed in forma pauperis is **DENIED**.

3. Washington's motion for appointment of counsel (Doc. No. 4) is **DENIED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 2, 2017
at Minneapolis, Minnesota

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