

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

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ROBERT MARLYN TAYLOR,

Civil No. 17-1475 (JRT/FLN)

Plaintiff,

v.

**ORDER ON REPORT  
AND RECOMMENDATION**

STATE OF MINNESOTA,

Defendant.

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Robert Marlyn Taylor, # 206397, MCF - Rush City, 7600 525th Street, Rush City, MN 55069-2265, *pro se* plaintiff.

Edwin William Stockmeyer , III, Matthew Frank, **OFFICE OF THE MINNESOTA ATTORNEY GENERAL**, Trials and Appeals, Bremer Tower, Suite 1800, 445 Minnesota Street, St. Paul, MN 55101-2134, for defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated May 18, 2017, all the files and records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that

1. This matter is **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction.

2. No certificate of appealability will be issued.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

DATED: June 6, 2017  
at Minneapolis, Minnesota.

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