

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Civil No. 17-5301(DSD/DTS)

OGONNAYA VINCENT OFOR,

Plaintiff,

v.

**ORDER**

CAPELLA FOR PROFIT ONLINE  
UNIVERSITY; DR. SETH WILLIAMS;  
and DR. KELLY VON RUDEN,

Defendants.

This matter is before the court upon the report and recommendation of Magistrate Judge David T. Schultz dated March 1, 2018 (R&R). The magistrate judge recommended that the court (1) dismiss the federal constitutional claim with prejudice; (2) dismiss the remaining state-law claims without prejudice for lack of jurisdiction; and (3) deny the application to proceed in forma pauperis. No objections to the R&R have been filed in the time period permitted. Under these circumstances, the court finds it appropriate to adopt the R&R.

Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R [ECF No. 5] is adopted in its entirety;
2. Plaintiff's federal constitutional claim is dismissed with prejudice;
3. Plaintiff's remaining state-law claims are dismissed without prejudice; and

4. Plaintiff's application to proceed in forma pauperis [ECF No. 2] is denied.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: March 20, 2018

s/David S. Doty  
David S. Doty, Judge  
United States District Court