

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Nathan Christopher Braun,

Case No. 23-CV-1784 (JMB/DLM)

Plaintiff,

v.

**ORDER ON REPORT AND  
RECOMMENDATION**

Jail administrator-Captain Mark  
Maslankowski, Lt. Kellen Boerger, Lt.  
Sean Haney, Sgt. Dave Wenderski, Sgt.  
Hoxter, Sgt. Polak, Sgt. Brixius, Sgt.  
Megan Lahr, Shift Supervisor #2712,  
Shift Supervisor #2711, Sgt. #2705,  
Unnamed and Unnumbered Shift  
Supervisor, Shift Supervisor #2709, Ofc.  
Knick, Ofc. Long, Ofc. Stossel, SORT for  
the Date of 7/12/2023, Ofc. Crawford,  
Ofc. Huisman, Ofc. Vanravensway, Ofc.  
Budgett, Ofc. Karnes, Ofc. Watry, SORT  
for the Date of 5/1/2023, Ofc. Stephany,  
Ofc. Giese, Ofc. Bienusa, Ofc. Kruger,  
Ofc. C. Brown, Unknown Ofc. Standing  
Outside of Cell at 0500 on the Date of  
7/13/2023, and Ofc. Hogie,

Defendants.

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This matter is before the Court on the Report and Recommendation (R&R) of United States Magistrate Judge Douglas L. Micko dated February 22, 2024. (Doc. No. 25.) The R&R recommends that Plaintiff Nathan Christopher Braun's Second Amendment Complaint under 42 U.S.C. § 1983 (Doc. No. 17) be dismissed without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute. (*See* Doc. No. 25.) Braun

did not file any objections to the R&R, and the time to do so has now passed. *See* D. Minn. L.R. 72.2(b)(1).

In the absence of timely objections, the Court reviews the R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The R&R (Doc. No. 25) is ADOPTED;
2. This matter is DISMISSED WITHOUT PREJUDICE under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: May 9, 2024

/s/ Jeffrey M. Bryan  
Judge Jeffrey M. Bryan  
United States District Court