

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

Jeremy H. Little v. Conner Burton and Evan Tsai

Little · No. Civ. No. 25-4813 (JWB/DLM) · Decided February 24, 2026

SUMMARY

The United States District Court for the District of Minnesota accepted a magistrate judge’s Report and Recommendation after no timely objections were filed. The court dismissed the case without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

CASE DETAILS

COURT	United States District Court for the District of Minnesota
WRITING FOR THE COURT	Jerry W. Blackwell
JURISDICTION	United States District Court for the District of Minnesota
DECIDED	February 24, 2026
DOCKET	Civ. No. 25-4813 (JWB/DLM)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Report and Recommendation recommending disposition of the case. No objections were filed, and the district court accepted the recommendation and dismissed the case without prejudice for failure to prosecute.
STANDARD OF REVIEW	In the absence of timely objections to the Report and Recommendation, the district court reviewed the recommendation for clear error.
PRECEDENTIAL VALUE	Unknown; district court order accepting a Report and Recommendation, with no reporter citation or precedential designation stated in the source.
PARTIES	Jeremy H. Little v. Conner Burton, Evan Tsai

TOPICS

- civil procedure
- affirmative defenses

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the magistrate judge's Report and Recommendation should be accepted when no timely objections were filed.
2. Whether the case should be dismissed without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

HOLDINGS

1. When no timely objections are filed to a magistrate judge's Report and Recommendation, the district court reviews the recommendation for clear error.
2. The action was properly dismissed without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

FACTUAL BACKGROUND

The opinion contains no substantive factual findings concerning the underlying Americans with Disabilities Act case. The material procedural fact is that the plaintiff failed to prosecute the action, and no timely objections were filed to the magistrate judge's Report and Recommendation.

PROCEDURAL HISTORY

United States Magistrate Judge Douglas L. Micko issued a Report and Recommendation on January 29, 2026. The parties did not file timely objections. The district court reviewed the recommendation for clear error, found none, accepted it, and dismissed the case without prejudice under Federal Rule of Civil Procedure 41(b).

DISPOSITION

dismissed

CASES CITED

- *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996)

OPINION

Little

PER CURIAM.

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

Jeremy H. Little, Civ. No. 25-4813 (JWB/DLM) Plaintiff,

ORDER ACCEPTING

v. REPORT AND RECOMMENDATION

OF MAGISTRATE JUDGE

Conner Burton and Evan Tsai, Defendants. United States Magistrate Judge Douglas L. Micko issued a Report and Recommendation (“R&R”) on January 29, 2026. (Doc. No. 4.) No objections have been filed to that R&R in the time permitted. Absent timely objections, the R&R is reviewed for clear error. See Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996). Having reviewed the R&R, no clear error is found. Based on the R&R of the Magistrate Judge, and on all the files, records, and proceedings in this case, IT IS HEREBY ORDERED that:

1. The January 29, 2026 Report and Recommendation (Doc. No. 4) is

ACCEPTED.

2. This case is DISMISSED WITHOUT PREJUDICE under Federal Rule of Civil Procedure 41(b) for failure to prosecute. LET JUDGMENT BE ENTERED ACCORDINGLY. Date: February 24, 2026 s/ Jerry W. Blackwell

JERRY W. BLACKWELL

United States District Judge