

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

**Edward Winchester, Jerod Peppers, and Adolph Lawrence v. Kim,
Education Staff Member Kim; Dylan, Correctional Officer; Jillian
Tanaka, Correctional Officer; Kim Fast, Correctional Officer; Hill,
Correctional Officer; Roth, Sergeant; Northwest Regional
Correctional Center, NWRCC; and Minnesota Department of
Corrections, DOC**

Winchester v. Kim · No. Civ. No. 26-651 (JWB/SGE) · Decided March 25, 2026

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA Edward Winchester, Jerod Peppers, and Civ. No. 26-651 (JWB/SGE) Adolph Lawrence, Plaintiffs, v. Kim, Education Staff Member Kim; Dylan, Correctional Officer; Jillian ORDER ACCEPTING Tanaka, Correctional Officer; Kim Fast, REPORT AND RECOMMENDATION Correctional Officer; Hill, Correctional OF MAGISTRATE JUDGE Officer; Roth, Sergeant; Northwest Regional Correctional Center, NWRCC; and Minnesota Department of Corrections, DOC, Defendants.

United States Magistrate Judge Shannon G. Elkins issued a Report and Recommendation (“R&R”) on March 3, 2026. (Doc. No. 6.) No objections to that R&R have been filed 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 March 3, 2026 Report and Recommendation (Doc. No. 6) is ACCEPTED; and 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: March 25, 2026 s/ Jerry W. Blackwell
JERRY W. BLACKWELL United States District Judge