

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH
DAKOTA, SOUTHERN DIVISION**

**George Hoeppepner v. M.A. Delafoisse, Warden, Federal Prison Camp
Yankton**

Hoeppepner v. Delafoisse · No. 4:25-CV-04227-RAL · Decided June 17, 2026

SUMMARY

The United States District Court for the District of South Dakota adopted a magistrate judge's Report and Recommendation in George Hoeppepner's 28 U.S.C. § 2241 challenge to a Bureau of Prisons disciplinary proceeding. Because Hoeppepner had been transferred out of the district and filed no objection, the court dismissed the petition without prejudice as moot.

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA SOUTHERN DIVISION GEORGE HOEPPNER, 4:25-CV-04227-RAL Petitioner, ORDER ADOPTING REPORT AND vs. RECOMMENDATION M.A. DELAFOISSE, WARDEN, FEDERAL PRISON CAMP YANKTON; Respondent. Petitioner George Hoeppepner filed a pro se petition under 28 U.S.C. § 2241 challenging a U.S. Bureau of Prisons (BOP) disciplinary proceeding.

The Warden responded to the petition arguing that the petition should be denied because Hoeppepner received procedural due process during the proceeding. Doc. 6. This matter was referred to Magistrate Judge Veronica L. Duffy who on March 6, 2026, issued a Report and Recommendation that the petition be dismissed without prejudice as moot because Hoeppepner had been transferred out of the District of South Dakota.

Doc. 10. The Report and Recommendation alerted Hoeppepner that he had fourteen (14) days after service to object and that failure to timely object waived the right to appeal questions of fact. Id. at 11. Hoeppepner has not filed any objection to the Report and Recommendation. This Court has reviewed the Report and Recommendation and finds no error of law within it.

Given the absence of timely objection, this Court need not review the facts de novo. U.S. v. Williams, 557 F.3d 943, 948 (8th Cir. 2009) (citing Nash v. Black, 781 F.2d 665, 667 (8th Cir. 1986)); Thompson v. Nix, 897 F.2d 356, 357 (8th Cir. 1990).

For good cause it is ORDERED that the Report and Recommendation, Doc. 10, is adopted and Hoeppepner's petition is dismissed without prejudice as moot. DATED this 16th day of June, 2026.
BY THE COURT: CHIEF JUDGE

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