

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

Trenton Phelps v. TC/American Crane Company

Phelps · No. 25-CV-0817 (JMB/LIB) · Decided January 22, 2026

SUMMARY

The United States District Court for the District of Minnesota adopted a magistrate judge's Report and Recommendation recommending dismissal without prejudice. The court found no clear error because neither party filed timely objections, granted in part and denied in part the defendant's motion to dismiss, and dismissed the complaint without prejudice.

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA Trenton Phelps, Case No. 25-CV-0817 (JMB/LIB) Petitioner, v. ORDER TC/ American Crane Company, Defendant. This matter is before the Court on the Report and Recommendation (R&R) of United States Magistrate Leo I. Brisbois dated October 14, 2025. (Doc. No. 36.)

The R&R recommends that the Court dismiss this action without prejudice. (Id.) Neither party has objected 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. 36) is ADOPTED; 2. Defendant's Motion to Dismiss (Doc. No. 21) is GRANTED IN PART and DENIED IN PART; and 3. The Complaint (Doc. No. 1) is DISMISSED WITHOUT PREJUDICE. LET JUDGMENT BE ENTERED ACCORDINGLY. Dated: January 22, 2026 /s/ Jeffrey M. Bryan Judge Jeffrey M. Bryan United States District Court