

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

Otis Mays v. Bernard Holmes, et al.

Mays · No. No. 25-cv-3113 (KMM/DTS) · Decided December 30, 2025

SUMMARY

The United States District Court for the District of Minnesota adopted a magistrate judge's Report and Recommendation recommending dismissal for failure to prosecute. The case was dismissed without prejudice under Federal Rule of Civil Procedure 41(b) because the plaintiff did not object and failed to prosecute the matter.

OPINION

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA Otis Mays, No. 25-cv-3113 (KMM/DTS) Plaintiff, v. ORDER Bernard Holmes, et al., Defendants. In a Report and Recommendation (“R&R”) dated September 3, 2025, United States Magistrate Judge David T. Schultz recommends that this matter be dismissed for failure to prosecute. Plaintiff Otis Mays did not object to this recommended disposition, so the Court has reviewed the matter for clear error.

Nur v. Olmsted County, 563 F. Supp. 3d 946, 949 (D. Minn. 2021) (citing Fed. R. Civ. P. 72(b) and Grinder v. Gammon, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam)). The Court finds no error and adopts the R&R. Accordingly, IT IS HEREBY ORDERED that: 1.

The R&R (Dkt. 4) is ACCEPTED. 2. This matter is DISMISSED WITHOUT PREJUDICE under Fed. R. Civ. P. 41(b) for failure to prosecute. Let Judgment Be Entered Accordingly. Date: December 30, 2025 s/ Katherine M. Menendez Katherine M. Menendez United States District Judge