

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

HOWARD LANSING HINES, et al.,

Case No. 4:73-CV- 0387 (PJS/AJB)

Plaintiffs,

v.

ORDER

WENDELL ANDERSON, et al.,

Defendants.

This matter is before the Court on plaintiffs' objections to Magistrate Judge Arthur J. Boylan's January 29, 2007 Report and Recommendation ("R&R"). Judge Boylan recommends granting defendants' motion to terminate the consent decree. In addition to their objections, plaintiffs ask for further discovery and an evidentiary hearing.

The Court has considered plaintiffs' requests and conducted a de novo review. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). Based on that review, the Court finds that plaintiffs have had an adequate opportunity to conduct discovery and that a hearing to receive further evidence is not necessary. The Court adopts Judge Boylan's R&R and grants defendants' motion to terminate the consent decree.

ORDER

Based on all of the files, records, and proceedings herein, the Court ADOPTS Judge Boylan's R&R [Docket No. 802]. IT IS HEREBY ORDERED THAT:

1. Defendants' motion to terminate the consent decree [Docket No. 438] is
GRANTED.
2. The consent decree issued pursuant to *Hines v. Anderson*, 439 F. Supp. 12
(D. Minn. 1977) is TERMINATED.

3. This action is DISMISSED.

Dated: March 30, 2007

s/Patrick J. Schiltz

Patrick J. Schiltz

United States District Judge