## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

| ESTATE OF SANDRELL HORN, | ) |   |
|--------------------------|---|---|
|                          | ) |   |
| Plaintiff,               | ) |   |
|                          | ) |   |
| V.                       | ) | C |
|                          | ) |   |
| RUSSELL COUNTY BOARD     | ) |   |
| OF EDUCATION, et al.,    | ) |   |
|                          | ) |   |
| Defendants.              | ) |   |

CIVIL ACT. NO. 3:09cv624-MHT (WO)

## **OPINION and ORDER**

This litigation is now before the court on the recommendation of the United States Magistrate Judge, entered on July 14, 2011, that this case be dismissed without prejudice. After a review of the recommendation, to which no timely objections have been filed, and after an independent review and de novo of the entire record, the court believes that the recommendation should be adopted.

Accordingly, it is ORDERED and ADJUDGED that the recommendation of the magistrate judge (doc. # 135) is adopted.

An appropriate judgment will be entered.

Done this the 10th day of August, 2011.

/s/ Myron H. Thompson UNITED STATES DISTRICT JUDGE