

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

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|---|---|---------------------------|
| ROBERT SHERMAN NIX, III, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | No. 3:09-cv-30 |
| |) | (Phillips/Shirley) |
| UNITED STATES OF AMERICA, <i>et al.</i>, |) | |
| |) | |
| Defendants. |) | |

JUDGMENT ON DECISION BY THE COURT

The case came before the court on the Report and Recommendation of the Honorable C. Clifford Shirley, United States Magistrate Judge. The Honorable Thomas W. Phillips, United States District Judge, having accepted the Report and Recommendation in whole,

IT IS ORDERED AND ADJUDGED that plaintiff's complaint is hereby **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1915(e).

IT IS SO ORDERED.

ENTER:

s/ Patricia L. McNutt
Clerk of Court