

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

EMMANUEL QUITEN HOOKS )  
)  
Plaintiff, )  
)  
v. )  
)  
HOUSTON COUNTY JAIL, *et al.*, )  
)  
Defendants. )

1:08-CV-776-TMH  
(WO)

**ORDER**

The Magistrate Judge filed a Recommendation (Doc. #5) in this case to which no timely objections have been filed. After a review of the Recommendation, and after an independent review of the entire record, the Court believes that the Recommendation should be adopted. Accordingly, it is

ORDERED that the RECOMMENDATION (Doc. #5) of the Magistrate Judge is ADOPTED. Because the Houston County Jail is not a legal entity amenable to suit under 42 U.S.C. § 1983, Plaintiff’s claims against it are DISMISSED with prejudice prior to service of process pursuant to the provisions of 28 U.S.C. § 1915 (e)(2)(B)(i). The Houston County Jail is DISMISSED as a party to this complaint. With respect to the remaining Defendants, this case is referred back to the Magistrate Judge for additional proceedings.

Done this 16<sup>th</sup> day of October, 2008.

/s/ Truman M. Hobbs

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SENIOR UNITED STATES DISTRICT JUDGE