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

OSCAR BOYD WHITE, JR.,)
Plaintiff,))
v.)
HOUSTON COUNTY, et al.,)
Defendants.)

CIVIL ACTION NO. 1:08-CV-800-TMH

ORDER AND OPINION

On December 15, 2008, the Magistrate Judge filed a Recommendation in this case (Court Doc. No. 15) to which no timely objections have been filed. Upon an independent review of the file and upon consideration of the Recommendation of the Magistrate Judge, it is

ORDERED and ADJUDGED that the Recommendation of the Magistrate Judge be and is

hereby ADOPTED and that this case is DISMISSED without prejudice.

Done this 9th day of January, 2009.

/s/ Truman M. Hobbs SENIOR UNITED STATES DISTRICT JUDGE