

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

| | | |
|------------------------------|---|--------------------------|
| TANJA L. ROUSE, |) | |
| |) | |
| Plaintiff, |) | |
| v. |) | CASE NO. 1:08-cv-937-MEF |
| |) | WO |
| PETE GREEN, Secretary of the |) | |
| Department of the Army, |) | |
| |) | |
| Defendant. |) | |

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE
of the court that:

1. The plaintiff's objection (Doc. #17) to the Recommendation of the Magistrate Judge filed on April 27, 2009 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #16) entered on April 14, 2009 is adopted;
3. The defendant's Motion to Dismiss pursuant to Fed.R.Civ.P. 12(b)(1) is GRANTED and this case is DISMISSED for lack of subject matter jurisdiction.

DONE this 20th day of May, 2009.

/s/ Mark E. Fuller
CHIEF UNITED STATES DISTRICT JUDGE