

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

KELVIN POWELL,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 1:11-cv-102-ID
	)	
	)	
KEITH REED, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

The Magistrate Judge entered a Recommendation (Doc. No. 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 as follows:

- a. the Recommendation of the Magistrate Judge is ADOPTED;
- b. Plaintiff’s claims against the Houston County Jail are DISMISSED with prejudice, prior to service of process, pursuant to the provisions of 28 U.S.C. § 1915(e)(2)(B)(i);
- c. the Houston County Jail is DISMISSED as a party to this complaint; and
- d. this case, with respect to the remaining defendants, is REFERRED back to the Magistrate Judge for additional proceedings.

Done this 21<sup>st</sup> day of March, 2011.

/s/ Ira DeMent  
SENIOR UNITED STATES DISTRICT JUDGE