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

DANIEL JESUS MARTIN,	)
Plaintiff,	)
v.	) CIV. ACT. NO. 1:16-cv-58-ECN
OFFICER MIKE (CPL) DOTSON, et al.,	) [WO]
Defendants.	)
DANIEL JESUS MARTIN,	)
Plaintiff,	) )
v.	) CIV. ACT. NO. 1:16-cv-245-EC ) [WO]
LT. MICHAEL BRYAN,	) [WO]
Defendants.	)

## **OPINION and ORDER**

On January 29, 2019, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. 98). After an independent and *de novo* review of the record, and upon consideration of the Recommendation of the Magistrate Judge, it is

## ORDERED and ADJUDGED as follows:

(1) The Recommendation of the Magistrate Judge (doc. 98) be and is hereby ADOPTED.

- (2) The defendants' motion for summary judgment (doc. 86) be and is hereby GRANTED.
  - (3) Judgment is GRANTED in favor of the Defendants.
- (4) This case be and is hereby DISMISSED without prejudice as Plaintiff's claims are not properly before the court in this action.
  - (5) Costs are taxed against Plaintiff for which execution may issue.

An appropriate Final Judgment will be entered.

DONE this 12th day of March, 2019.

/s/ Emily C. Marks
EMILY C. MARKS
CHIEF UNITED STATES DISTRICT JUDGE