

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

EVESTER THARP, JR., #207773, )  
Plaintiff, )  
v. )  
KEITH REED, JAMES ) CASE NO. 1:16-CV-374-WKW  
BRAZIER, and KIM TURNER, ) [WO]  
Defendants. )

## ORDER

Before the court is the Recommendation of the Magistrate Judge. (Doc. # 27.)

There being no timely objection filed to the Recommendation, and based on a review of the record, it is ORDERED as follows:

1. The Recommendation of the Magistrate Judge (Doc. # 27) is ADOPTED;
2. Defendants' motion to dismiss (Doc. # 23) is GRANTED;
3. This case is DISMISSED with prejudice in accordance with the provisions of 42 U.S.C. § 1997e(a) for Plaintiff's failure to exhaust an administrative remedy before seeking relief from the court; and
4. No costs are taxed.

A final judgment will be entered separately.

DONE this 14th day of November, 2016.

/s/ W. Keith Watkins

CHIEF UNITED STATES DISTRICT JUDGE