

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

CARROLL W. PUCKETT,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:06-CV-1148-ID
)	(WO)
MCPHILLIPS SHINBAUM, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

Before the court are the Recommendation of the Magistrate Judge (Doc. #87), Defendants’ Objection to the Recommendation of the Magistrate Judge (Doc. #88), and Plaintiff’s Objections to the Recommendation of the Magistrate Judge (Doc. #89). Having conducted a *de novo* determination of those portions of the Recommendation to which objections are made, it is CONSIDERED and ORDERED by this court as follows:

1. Defendants’ Objection (Doc. #88) be and the same is hereby OVERRULED.
2. Plaintiff’s Objections (Doc. #89) be and the same are hereby OVERRULED.
3. The Recommendation of the Magistrate Judge (Doc. #87) be and the same is hereby ADOPTED, APPROVED and AFFIRMED.
4. Defendants’ second motion for summary judgment (Doc. #57) be and the same is hereby GRANTED and this action is hereby DISMISSED with

prejudice.

Done this the 28th day of April, 2010.

/s/ Ira DeMent
SENIOR UNITED STATES DISTRICT JUDGE