

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

JOHN McCALL,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:08-cv-100-MEF
)	
DONAL C. CAMPBELL, <i>et al.</i> ,)	(WO)
)	
Defendants.)	

ORDER

After an independent review, it is the ORDER, JUDGMENT, and DECREE of this Court that:

1. The plaintiff’s objection to the Magistrate Judge’s recommendation (Doc. # 45), filed on March 11, 2010, is OVERRULED.

2. The Magistrate Judge’s recommendation (Doc. # 44), entered on February 25, 2010, is ADOPTED in part and REJECTED in part. This Court rejects the recommendation that it should grant summary judgment on the plaintiff’s state-law claims. Rather, this Court will decline to exercise supplemental jurisdiction and, as a result, will *deny* the defendant’s motions on the state-law claims and dismiss those claims without prejudice.

3. Defendants Jackie Graham’s Motion for Summary Judgment (Doc. # 30), filed on January 10, 2009, and Defendants Richard Allen, Donal Campbell, and Arnold Holt’s Motion for Summary Judgment (Doc. # 36), filed on February 6, 2009, are GRANTED on the plaintiff’s federal-law claims, which are DISMISSED WITH PREJUDICE, and DENIED

on the plaintiff's state-law claims, which are DISMISSED WITHOUT PREJUDICE under
28 U.S.C. § 1367(c)(3).

DONE this the 23rd day of March, 2010.

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