

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

BRENDA McSHAN,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:08-cv-543-MEF
)	WO
DYNAMIS EDUCATIONAL SYSTEMS,)	
INC.,)	
)	
Defendant.)	

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The plaintiff's objection (Doc. #14) to the Recommendation of the Magistrate Judge filed on October 14, 2008 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #13) filed on October 1, 2008 is adopted;
3. Defendant's Motion to Dismiss (Doc. #9) is GRANTED, and that plaintiff's complaint, as amended, is DISMISSED without prejudice because plaintiff has failed to state a claim for which relief can be granted.

DONE this the 17th day of October, 2008.

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