

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

BILLY DWIGHT ESCO, AIS #243253,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 2:08cv764-TMH
	)	(WO)
DR. CORBIER, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**OPINION and ORDER**

On July 8, 2010, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. # 39). Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is

ORDERED and ADJUDGED that the Recommendation of the Magistrate Judge be and is hereby ADOPTED and that this case be and is hereby DISMISSED without prejudice for the plaintiff's failure to prosecute this action.

Done this the 20<sup>th</sup> day of September, 2010.

/s/ Truman M. Hobbs

TRUMAN M. HOBBS  
SENIOR UNITED STATES DISTRICT JUDGE