

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

ALLEN WALKER,	)	
	)	
Plaintiff,	)	
v.	)	CASE NO. 2:08-cv-994-MEF
	)	
BARRY BRIGGS, <i>et al.</i> ,	)	(WO)
	)	
Defendants.	)	

**ORDER**

On October 28, 2009, the Magistrate Judge filed a Recommendation (Doc. #24) in this case to which no timely objections have been filed. Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is the

ORDER, JUDGMENT and DECREE of the court that:

1. The Recommendation of the Magistrate Judge is ADOPTED.
2. The defendants' motion for summary judgment is GRANTED and plaintiff's complaint is DISMISSED with prejudice due to plaintiff's failure to properly exhaust his available administrative remedies.

DONE this the 19th day of November, 2009.

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