

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

LEON PERRY, #174167, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 THE ALABAMA BOARD OF )  
 PARDONS AND PAROLES, *et al.*, )  
 )  
 Defendants. )

CASE NO. 2:09-cv-10-TMH  
[WO]

**ORDER**

The Magistrate Judge entered a Recommendation (Doc. #35) in this case to which no timely objections have been filed. After a review of the Recommendation, and after an independent review of the entire record, the Court believes that the Recommendation should be adopted. Accordingly, it is

ORDERED that the RECOMMENDATION (Doc. #35) of the Magistrate Judge is ADOPTED. Plaintiff's Motion to Dismiss (Doc. #34) is GRANTED. This case is dismissed without prejudice. A separate judgment shall issue.

Done this 29<sup>th</sup> day of June, 2009.

/s/ Truman M. Hobbs

UNITED STATES DISTRICT JUDGE