

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

MIRIAM CLARE SHULTZ, D.C.	)	
	)	
v.	)	CASE NO. 2:09-CV-646-WKW
	)	
R. BRYAN WELLS, <i>et al.</i> ,	)	

**ORDER**

On March 3, 2010, the Magistrate Judge filed a Recommendation in this case. (Doc. # 38.) Plaintiff Miriam Clare Shultz filed objections to the Recommendation on March 19, 2010. (Doc. # 40). Upon an independent and *de novo* review of those portions of the Recommendation to which objections were made, 28 U.S.C. § 636(b)(1), it is ORDERED as follows:

1. Ms. Shultz's objections (Doc. # 40) are OVERRULED;
2. the Recommendation (Doc. # 38) is ADOPTED;
3. Defendants' motion to dismiss or, in the alternative, for summary judgment (Doc. # 10), is GRANTED as set forth in the Recommendation;
4. costs are TAXED against the plaintiff; and
5. this case is DISMISSED with prejudice.

DONE this 22nd day of March, 2010.

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/s/ W. Keith Watkins  
UNITED STATES DISTRICT JUDGE