

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

DARRIUS BRYANT BELL,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 2:09-CV-1076-MEF
	)	
BOB RILEY, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

On May 31, 2012, the Magistrate Judge filed a Recommendation (Doc. # 45) in this case. Plaintiff has an Objection. (Doc. # 46). After an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is ORDERED that:

1. The Recommendation of the Magistrate Judge (Doc. # 45) is ADOPTED;
2. Plaintiff’s Objection (Doc. # 46) is OVERRULED; and,
3. Defendants’ motions for summary judgment (Docs. # 25, 30) on Plaintiff’s § 1983 conditions of confinement, equal protection, and classification claims are GRANTED;
4. Plaintiff’s challenge to the legality of his current incarceration is DISMISSED without prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii); and,
5. Plaintiff’s challenge to the Alabama Community Notification Act

("ACNA") is DISMISSED without prejudice for lack of subject matter jurisdiction.

An appropriate final judgment will be entered.

DONE this the 9<sup>th</sup> day of July, 2012.

/s/ Mark E. Fuller  
UNITED STATES DISTRICT JUDGE