

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

| | | |
|----------------------------------|---|-----------------|
| RICHARD BARKER FREENEY, #270785, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | 2:10-CV-347-TMH |
| |) | WO |
| STATE OF ALABAMA, |) | |
| |) | |
| Defendant. |) | |

ORDER

On April 26, 2010, the Magistrate Judge filed a Recommendation (Doc. 4) 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 ORDERED that:

1. The Recommendation (Doc. 4) of the Magistrate Judge is ADOPTED; and
2. This case be DISMISSED with prejudice prior to service of process pursuant to the provisions of 28 U.S.C. § 1915(e)(2)(B)(i) and (iii).

Done this 25th day of May, 2010.

/s/ Truman M. Hobbs

SENIOR UNITED STATES DISTRICT JUDGE