

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

| | | |
|------------------------------|---|---------------------------|
| FELICIA GRAY, |) | |
| |) | |
| Plaintiff, |) | |
| v. |) | CASE NO. 2:10-cv-0872-MEF |
| |) | WO |
| ALABAMA DEPARTMENT OF |) | |
| CORRECTIONS, <i>et al.</i> , |) | |
| |) | |
| Defendants. |) | |

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The plaintiff's objections (Doc. #10 & #11) to the Recommendation of the Magistrate Judge filed on February 14, 2011 are overruled;
2. The Recommendation of the Magistrate Judge (Doc. #9) entered on January 31, 2011 is adopted;
3. That plaintiff's complaint, as amended, is untimely and, therefore, plaintiff's amended complaint is DISMISSED with prejudice and prior to service of process, pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).

DONE this the 17th day of February, 2011.

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