

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

JASON AARON HEARN,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIV. ACT. NO. 2:11cv93-TMH
	)	(WO)
MARCIAL MENDEZ., <i>et al.</i> ,	)	
	)	
Defendants.	)	

**OPINION and ORDER**

On August 18, 2011, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. # 44). Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is

ORDERED and ADJUDGED that the Recommendation of the Magistrate Judge be and is hereby ADOPTED, and that this case be and is hereby DISMISSED without prejudice for the Plaintiff's abandonment of his claims, his failure to prosecute this action and his failure to comply with the orders of the court.

Done this the 16<sup>th</sup> day of September 2011.

/s/ Truman M. Hobbs  
TRUMAN M. HOBBS  
SENIOR UNITED STATES DISTRICT JUDGE