

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

LEO FLEETON, #158 408,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 2:11-cv-226-ID
	)	
	)	
RICHARD ALLEN, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

The Magistrate Judge entered a Recommendation (Doc. No. 9) in this case to which no timely objections have been filed. After a review of the Recommendation, and after an independent review of the entire record, the Court believes that the Recommendation should be adopted. Accordingly, it is

ORDERED as follows:

- a. the Recommendation of the Magistrate Judge is ADOPTED;
- b. Plaintiff’s equal protection, due process, access to courts, and *respondeat superior* claims are DISMISSED with prejudice prior to service of process pursuant to the directives of 28 U.S.C. § 1915(e)(2)(B)(i) & (ii);
- c. Plaintiff’s complaint against Defendants Allen, Jackson, and Brown is DISMISSED with prejudice prior to service of process pursuant to the directives of 28 U.S.C. § 1915(e)(2)(B)(i);

- d. Defendants Allen, Jackson, and Brown are DISMISSED as parties to the complaint; and
- e. this case, with respect to the remaining defendants, is REFERRED back to the Magistrate Judge for further proceedings.

Done this 9<sup>th</sup> day of June, 2011.

/s/ Ira DeMent

SENIOR UNITED STATES DISTRICT JUDGE