

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

ROY LEE MCATEER, #147346,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO. 2;11cv285-TMH
)	
ELIZABETH PLAINER, et al.,)	
)	
Defendants.)	

ORDER AND OPINION

On May 3, 2011, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. # 5). 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 is DISMISSED with prejudice pursuant to the directives of 28 U.S.C. § 1915(3)(2)(B)(I) as the plaintiff failed to file the complaint within the time prescribed by the applicable two-year period of limitation.

Done this the 13th day of June, 2011.

/s/ Truman M. Hobbs

SENIOR UNITED STATES DISTRICT JUDGE