

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

BARRETT GREEN, #245124,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:11-cv-867-TMH
)	WO
12th JUDICIAL CIRCUIT OF ALABAMA,)	
<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 objection (Doc. #11) to the Recommendation of the Magistrate Judge filed on February 3, 2012 is overruled;

2. The Recommendation of the Magistrate Judge (Doc. #10) filed on January 30, 2012 is adopted;

3. The § 1983 claims presented against defendants Larry Jarrell, William Moore, Esq., and the 12th Judicial Circuit of Alabama are DISMISSED with prejudice in accordance with the directives of 28 U.S.C. § 1915(e)(2)(B)(i) and/or (iii).

4. Plaintiff's challenges to the constitutionality of the conviction(s) and/or sentence(s) imposed upon him by a court within the 12 Judicial Circuit of Alabama are DISMISSED without prejudice pursuant to the provisions of 28 U.S.C. § 1915(e)(2)(B)(ii) as such alims are not properly before the court at this time.

5. The complaint is DISMISSED prior to service of process.

DONE this the 28th day of February, 2012.

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