

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

SCOTTY DALE HOCKADAY, #181616, )  
)  
Plaintiff, )  
)  
v. )  
)  
OFFICER TERRENCE CALVIN, et al., )  
)  
Defendants. )

CIVIL ACTION NO. 2:13cv120-TMH

**ORDER AND OPINION**

On May 28, 2013, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. # 7). 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:

1. The 42 U.S.C. § 1983 complaint against defendants is DISMISSED pursuant to 28 U.S.C. § 1915(A)(B)(1);
2. Plaintiff's complaint is DISMISSED prior to service of process.

Done this the 7<sup>th</sup> day of August, 2013.

/s/ Truman M. Hobbs

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TRUMAN M. HOBBS  
SENIOR UNITED STATES DISTRICT JUDGE