

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

RONALD LEE HATCHER,)	
)	
Plaintiff,)	
v.)	CASE NO. 2:13-cv-0226-TMH
)	WO
WILLIAM WYNNE, <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. #5) to the Recommendation of the Magistrate Judge filed on April 25, 2013 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #4) filed on April 17, 2013 is adopted;
3. The request for monetary damages is dismissed under 28 U.S.C. § 1915(e)(2)(B)(iii) as the defendants are entitled to immunity from such damages.
4. The claims arising from actions/decisions which occurred on or before April 8, 2011 are dismissed with prejudice pursuant to the directives of 28 U.S.C. § 1915(e)(2)(B)(i) due to the plaintiff's failure to file the complaint within the time prescribed by the applicable period of limitation.
5. The discrimination claim is summarily dismissed in accordance with the

provisions of 28 U.S.C. § 1915(e)(2)(B)(ii) because the mere differential treatment of inmates does not violate the Constitution.

6. This case is referred back to the Magistrate Judge for appropriate orders or recommendations on plaintiff's remaining claims.

DONE this 17th day of May, 2013.

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