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

LARRY GENE FRETWELL, JR. #27167	78, )		
Plaintiff,	)		
v.	)	CASE NO.	2:13-cv-836-TMH
BILL WYNNE, et al.,	)	[wo]	
Defendants.	)		

## **OPINION and ORDER**

On November 22, 1013, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. No. 10). 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, the Plaintiff's Motion to Certify a Class is hereby DENIED, and that this case is referred back to the Magistrate Judge for additional proceedings.

DONE this the 5th day of February, 2014.

/s/ Mark E. Fuller
UNITED STATES DISTRICT JUDGE