IN THE DISTRICT COURT OF THE UNITED STATES FOR THE

MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

| SAMUEL A. McCORMICK, |) | |
|----------------------|---|------------------|
| #284527, |) | |
| |) | |
| Plaintiff, |) | |
| |) | CIVIL ACTION NO. |
| ν. |) | 2:14cv971-MHT |
| |) | (WO) |
| KATHENA BARNES, |) | |
| |) | |
| Defendant. |) | |

JUDGMENT

In accordance with the memorandum opinion entered on this date, it is the ORDER, JUDGMENT, and DECREE of the court as follows:

- (1) Plaintiff's objections (doc. no. 9) are overruled.
- (2) The United States Magistrate Judge's recommendation (doc. no. 8) is adopted.
- (3) Plaintiff's motion for summary judgment (doc.no. 5) is denied.

(4) This lawsuit is dismissed without prejudice.

It is further ORDERED that costs are taxed against plaintiff, for which execution may issue.

The clerk of the court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

This case is closed.

DONE, this the 14th day of October, 2014.

/s/ Myron H. Thompson UNITED STATES DISTRICT JUDGE