

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

KENDRICK COOK-BEY,)	
a.k.a. KENDRICK COOK,)	
)	
Plaintiff,)	
)	CIVIL ACTION NO.
v.)	2:14cv1067-MHT
)	(WO)
STEVEN SMITH, Chaplain,)	
)	
Defendant.)	

JUDGMENT

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

(1) The United States Magistrate Judge's recommendation (doc. no. 26) is adopted.

(2) Defendant's motion to dismiss (doc. no. 21) is granted to the extent that defendant seeks dismissal for failure to exhaust administrative remedies.

(3) This lawsuit is dismissed without prejudice, with no costs taxed, for plaintiff's failure to exhaust an available administrative remedy.

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 7th day of August, 2017.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE