

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

TIMOTHY LINDSEY BEARRY, #132358,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CASE NO 2:16-cv-263-WHA
	)	
ALA. DEPT. OF CORRECTIONS	)	(WO)
RECORDS & TRANSPORTATION	)	
DIVISION,	)	
	)	
Defendant.	)	

**ORDER**

This case is before the court on the Recommendation of the Magistrate Judge (Doc. #7), entered on May 5, 2016. There being no timely objection filed to the Recommendation, and after a review of the file, the Recommendation is ADOPTED, and it is hereby ORDERED as follows:

1. The Plaintiff's Motion to Dismiss (Doc. #5) is GRANTED.
2. This case is DISMISSED without prejudice.
3. No costs or fees are taxed herein.
4. Final Judgment will be entered accordingly.

DONE this 16th day of June, 2016.

/s/ W. Harold Albritton  
W. HAROLD ALBRITTON  
SENIOR UNITED STATES DISTRICT JUDGE