

CASE NO. 2:17-CV-1-WKW  
[WO]

On September 27, 2017, the Magistrate Judge filed a Recommendation (Doc. # 26) to which no timely objections have been filed. Upon an independent review of the record and upon consideration of the Recommendation, it is ORDERED that:

1. The Magistrate Judge's Recommendation (Doc. # 26) is ADOPTED;
2. Plaintiff's motion to withdraw (Doc. # 25), which is construed as a motion to dismiss, is GRANTED;
3. This case is DISMISSED without prejudice;
4. No costs are taxed.

A final judgment will be entered separately.

DONE this 19th day of October, 2017.

/s/ W. Keith Watkins

CHIEF UNITED STATES DISTRICT JUDGE