

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

TIFFANY HUGHES,)	
)	
Plaintiff,)	
)	
v.)	CASE NO. 2:17-CV-225-WKW
)	
WAL-MART STORES, EAST)	
LP., and MICHAEL R. HARRIS,)	
)	
Defendants.)	

ORDER

On June 12, 2018, the Magistrate Judge filed a Recommendation to which no timely objections have been filed. (Doc. # 47.) Upon an independent review of the record and upon consideration of the Recommendation, it is ORDERED that the Recommendation is ADOPTED in part and MODIFIED in part.¹ Specifically, it is ORDERED as follows:

(1) Defendants’ Motions to Dismiss (Docs. # 32 & 42) are DENIED as to Plaintiff’s claim for Defamation;

(2) Defendants’ Motions to Dismiss (Docs. # 32 & 42) are GRANTED as to Plaintiff’s claim for Invasion of Privacy based upon publicity, but DENIED as to Plaintiff’s claim for Invasion of Privacy based upon intrusion upon seclusion;

¹ The Magistrate Judge recommends denying all other pending motions as moot (Doc. # 47, at 13), but the Recommendation was entered before Plaintiff’s Motion to Compel (Doc. # 48) was filed. Accordingly, as that motion is properly pending before the Magistrate Judge, that section of the Recommendation will be modified.

(3) Defendants' Motions to Dismiss (Docs. # 32 & 42) are GRANTED as to Plaintiff's claims for Tortious Conduct and Conspiracy;

(4) Plaintiff's Motion for Oral Argument (Doc. # 40) is DENIED as moot; and

(5) This action is REFERRED back to the Magistrate Judge pursuant to 28 U.S.C. § 636 for further proceedings and determination or recommendation as may be appropriate.

DONE this 9th day of July, 2018.

/s/ W. Keith Watkins
CHIEF UNITED STATES DISTRICT JUDGE