

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

COREY JERMAINE HUGULEY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 3:10cv803-TMH
	)	
SID LOCKHART, et al.,	)	
	)	
Defendants.	)	

**ORDER AND OPINION**

On May 28, 2013, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. (Doc. # 42). Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is ORDERED and ADJUDGED that the Recommendation of the Magistrate Judge be and is hereby ADOPTED and that:

1. Defendants Lockhart’s, Stewart’s, and Morgan’s motions for summary judgment (*Doc. Nos. 31, 32*) are GRANTED to the extent these Defendants seek dismissal of this case against them due to Plaintiff’s failure to properly exhaust an administrative remedy previously available to him at the Chambers County Jail;

2. This case against Defendants Lockhart, Stewart, and Morgan are DISMISSED with prejudice in accordance with the provisions of 42 U.S.C. § 1997e(a) for Plaintiff’s failure to exhaust an administrative remedy available to him during his confinement in the Chambers County Jail;

3. Defendant Lett's motion for summary judgment (*Doc. No. 26*) is GRANTED and this case against him is DISMISSED with prejudice;

4. Judgment is ENTERED in favor of Defendants and against Plaintiff; and

5. Costs are TAXED against Plaintiff for which execution may issue.

Done this the 7<sup>th</sup> day of August, 2013.

/s/ Truman M. Hobbs

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TRUMAN M. HOBBS  
SENIOR UNITED STATES DISTRICT JUDGE