

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

CHARLA LYNN JOHNSON SMITH,)	
)	
Plaintiff,)	
)	Civil Action Number
vs.)	2:11-cv-00561-AKK-PWG
)	
DEPUTY DRAKE, et al.,)	
)	
Defendants.)	


MEMORANDUM OF OPINION

The magistrate judge filed a report on June 28, 2012, recommending that the defendants’ special reports be treated as a motion for summary judgment and, as such, that the motion be granted and this action dismissed with prejudice. No objections have been filed by any party.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge’s report is due to be and hereby is ADOPTED and his recommendation is ACCEPTED. The Court EXPRESSLY FINDS that there are no genuine issues of material fact and that the defendants are entitled to judgment as a matter of law. Accordingly, the defendants’ motion for summary judgment is due to be GRANTED and this action is due to be DISMISSED WITH PREJUDICE. A Final

Judgment will be entered.

DONE this the 23rd day of July, 2012.



ABDUL K. KALLON
UNITED STATES DISTRICT JUDGE