

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

<b>REGINALD BURRELL,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	Civil Action Number
	)	<b>2:15-cv-00977-AKK-TMP</b>
<b>ALABAMA DEPARTMENT OF CORRECTIONS <i>et al.</i>,</b>	)	
	)	
<b>Defendants.</b>	)	

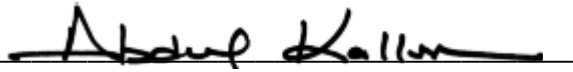
**ORDER**

The magistrate judge filed a report on October 20, 2016, recommending that the defendant’s special report be treated as a motion for summary judgment and further recommending that the motion be denied. Doc. 54. The court advised the parties of their right to file specific written objections within fourteen days. *Id.* at 22–23. The plaintiff filed objections, stating that the magistrate judge “fail[ed] to consider [his] Prayer for relief as stated in [his] original complaint,” which included, *inter alia*, requests that the defendant “be charged according to state and federal law” and “face jail time.” *See* docs. 55 at 1–2; 1 at 45. These objections are **OVERRULED**.

After careful review and consideration *de novo* of 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 the

recommendation **ACCEPTED**. Consequently, the defendant's motion for summary judgment is **DENIED**. The court further **ORDERS** that the plaintiff's First Amendment claim is **REFERRED** to the magistrate judge for further proceedings.

**DONE** the 4th day of November, 2016.

  
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**ABDUL K. KALLON**  
UNITED STATES DISTRICT JUDGE