

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

MATTHEW LEE ROWELL,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:23-cv-00034-LSC-HNJ
)	
WINFIELD S. FISHER,)	
)	
Defendant.)	

MEMORANDUM OPINION

The Magistrate Judge entered a report on September 16, 2024, recommending the dismissal of this action without prejudice for lack of subject matter jurisdiction. In the alternative, the Magistrate Judge recommended dismissal of plaintiff’s federal claims without prejudice under 28 U.S.C. § 1915A(b) for frivolity and failure to state a claim upon which relief can be granted and the dismissal of plaintiff’s state-law claims without prejudice pursuant to 28 U.S.C. § 1367(c). (Doc. 13). Although the Magistrate Judge advised the plaintiff of his right to file written objections within 14 days, the court has not received any objections.

After careful consideration of the record in this case and the Magistrate Judge’s report, the court **ADOPTS** the report and **ACCEPTS** the recommendation. Consistent with that recommendation, this action is due to be dismissed without prejudice for lack of subject matter jurisdiction. In the alternative, the plaintiff’s

federal claims are due to be dismissed without prejudice pursuant to 28 U.S.C. § 1915A(b) for frivolity and failure to state a claim upon which relief can be granted, and the plaintiff's state-law claims are due to be dismissed without prejudice pursuant to 28 U.S.C. § 1367(c)(3).

A final judgment will be entered.

DONE and **ORDERED** on October 11, 2024.

A handwritten signature in black ink, appearing to read 'L. Scott Coddler', is written over a horizontal line.

L. Scott Coddler
United States District Judge

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