

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

JAMES C. SPENCER, )  
)  
Plaintiff )  
)  
v. )  
)  
WILLIAM HARBIN, et al., )  
)  
Defendants )

Case No. 3:15-cv-01154-KOB-HGD

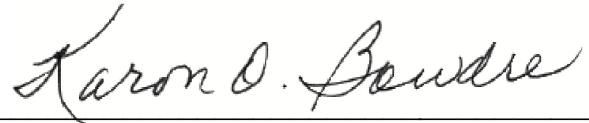
**MEMORANDUM OF OPINION**

The magistrate judge filed a report and recommendation on July 23, 2015, recommending that this action, filed pursuant to 42 U.S.C. § 1983, be dismissed under 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted. (Doc. 2). The court advised the plaintiff of his right to file objections within fourteen days of the date of entry of the Order. (*Id.*) No party filed any objections.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the court ADOPTS the magistrate judge’s report and ACCEPTS his recommendation. Accordingly, the court finds that the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted.

The court will enter a separate Final Order.

DONE and ORDERED this 4th day of September, 2015.

A handwritten signature in cursive script that reads "Karon O. Bowdre". The signature is written in black ink and is positioned above a horizontal line.

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KARON OWEN BOWDRE  
CHIEF UNITED STATES DISTRICT JUDGE