

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

ANTONIO HEAD,

Plaintiff,

v.

CARY BAISDEN, et al.,

Defendants.

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Case No.: 7:14-cv-01788-HNJ

ORDER

This case is before the court on the Magistrate Judge’s June 29, 2017 Report and Recommendation (Doc. # 32) and Defendant Cary Baisden’s Objections to the Report and Recommendation (Doc. # 33). For the reasons explained in the Memorandum Opinion entered with this Order, Defendant Baisden’s objections to the Report and Recommendation are **SUSTAINED IN PART** with regard to Plaintiff’s outrage claim and **OVERRULED IN PART** with regard to all other claims. The Magistrate Judge’s Report and Recommendation is **ADOPTED IN PART** and in all respects, except for the recommendation regarding the outrage claim. Accordingly, the court **GRANTS** the Motions to Dismiss filed by Defendants Stephen D. Anderson and the City of Tuscaloosa. (Doc. # 25). The claims against Defendants Anderson and City of Tuscaloosa are hereby **DISMISSED WITH PREJUDICE** for failure to state a claim. Defendant Baisden’s Motion to Dismiss (Doc. # 25) is **GRANTED IN PART** and **DENIED IN PART**. Plaintiff’s outrage claim against Baisden is **DISMISSED WITH PREJUDICE** for failure to state a claim. In all other respects, Baisden’s Motion to Dismiss is **DENIED**.

This dismissal shall not affect any other right, claim, or cause of action which Plaintiff has, or may have, against the remaining Defendant.

DONE and **ORDERED** this November 9, 2017.



R. DAVID PROCTOR
UNITED STATES DISTRICT JUDGE