

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

**NATHANIEL HAYES,**

)

**Plaintiff,**

)

)

**v.**

)

**CIVIL ACTION NO. 09-0275-CG-N**

)

)

**GRANT CULLIVER, et al.,**

)

)

**Defendants.**

)

**ORDER**

After due and proper consideration of all pleadings in this file, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636 is adopted as the opinion of this Court.

It is hereby **ORDERED** that plaintiff's complaint is hereby **DISMISSED** without prejudice for failure to abide by the order of this court.

**DONE and ORDERED** this 26th day of May, 2010.

/s/ Callie V. S. Granade

UNITED STATES DISTRICT JUDGE