

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

MARCUS TAITE, AIS 180664

vs.

CARTER DAVENPORT, *et al.*

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CIVIL ACTION NO. 10-00329-KD-C

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a *de novo* determination of those portions of the recommendation to which objection is made, the recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated July 30, 2010, is **ADOPTED** as the opinion of this Court.

DONE and ORDERED this the **31st** day of **August 2010**.

/s/ Kristi K. DuBose

KRISTI K. DuBOSE

UNITED STATES DISTRICT JUDGE