

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

ZEVON McCARTER, #07079-017, :

Plaintiff, :

vs. : **CIVIL ACTION 11-0143-CB-C**

JUSTIN FARMER, et al., :

Defendants. :

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 Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that this action be and is hereby **DISMISSED** with prejudice, prior to service of process, pursuant to 28 U.S.C. § 1915(e)(2)(B)(i) as frivolous.

DONE this 2nd day of April, 2012.

s/Charles R. Butler, Jr.

SENIOR UNITED STATES DISTRICT JUDGE