

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

WILLIE L. SMITH,	)	
AIS # 274768	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CIVIL ACTION 11-0314-KD-B
	)	
DEBORAH TONEY, et al,	)	
	)	
Defendants.	)	

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issue raised, and there having been no objections filed, 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.

Accordingly, it is **ORDERED** that this action be and is hereby **DISMISSED** without prejudice for failure to prosecute and to obey the Court's Order.

**DONE** this 6th day of September, 2012.

s/ Kristi K. DuBose  
UNITED STATES DISTRICT JUDGE