

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

WILLIE RABB,

Plaintiff,

vs.

THOMAS ALBRITTON,

Defendant.

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CIVIL ACTION 11-0441-WS-M

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ORDER

After due and proper consideration of all pleadings in this file, 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) is adopted as the opinion of this Court.

It is ORDERED that Plaintiff's complaint be and is hereby DISMISSED with prejudice for lack of subject matter jurisdiction.

DONE this 29th day of May, 2012.

s/WILLIAM H. STEELE  
CHIEF UNITED STATES DISTRICT JUDGE