

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

THOMAS CURTIS HINES, #118977 :
Plaintiff, :
vs. : CIVIL ACTION 11-0644-WS-C
KIM THOMAS, *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 Amended Report and Recommendation to which objection is made, the Amended 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) and (ii) as the claims either fail to state a claim upon which relief can be granted or are frivolous.

The Clerk is **DIRECTED** to send to the Commissioner of the Alabama Department of Corrections a copy of the amended report and recommendation recommending the dismissal of this action, of this order adopting the amended report and recommendation, and of the judgment dismissing this action.

DONE this 25th day of August, 2016.

s/WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE